

## **CITY COUNCIL**

## **Special Meeting Agenda-REVISED Liquor Violation Hearings** February 27, 2002 - 7:30 P.M. **Council Chambers – City Hall**

500 West Big Beaver, Troy, Michigan 48084 (248) 524-3300

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#### **CALL TO ORDER**

#### **Invocation & Pledge Of Allegiance**

#### **ROLL CALL**

Mayor Matt Pryor Robin Beltramini Martin F. Howrylak Thomas S. Kaszubski David A. Lambert Anthony N. Pallotta Louise E. Schilling

#### **OUTLINE OF PUBLIC HEARING PROCEDURE**

**Memorandum:** Re: Liquor Hearing Procedure from City Attorney

**Memorandum:** Re: Report on MLCC Position from City Attorney

The City Attorney suggests the following outline of procedure for consideration of liquor violations:

- 1. The Mayor calls the licensee whose case is to be heard.
- 2. The licensee and/or his attorney should be asked to the front of the Chamber to acknowledge their presence for the record and can be seated.
- 3. The Assistant City Attorney makes a very short opening statement regarding the violation(s), and presents proofs.
- 4. When witnesses are called, they should be sworn by the City Clerk to tell the truth.
- 5. Once the witness is sworn, the Assistant City Attorney will question the witness.
- 6. The police report and other documents may be offered into evidence as part of the case and should be kept by the City Clerk as part of the records.
- 7. At the conclusion of the City's case, the licensee or his attorney should be asked to offer an explanation for the violations if they choose, make a statement, offer evidence, or otherwise make their presentation.
- 8. If the licensee offers evidence from witnesses who have not been previously sworn, the City Clerk should swear those witnesses.
- 9. Once the licensee has concluded his presentation, the Assistant City Attorney should be given an opportunity for rebuttal, if any is desired.
- 10. Public Comment

- City Council members may ask questions at any time, but it is suggested that this
  questioning by Council members be conducted after the parties conclude their
  presentations.
- 12. When the presentation of evidence is concluded, the matter returns to the City Council for discussion, deliberation, and resolution.

#### POSTPONED ITEM

Name: Ruth's Chris Steak House

Address: 755 W Big Beaver License No.: 8265-2000 (Class C) 18889-2000 (SDM)

Ruth's Chris Steak House, 755 W Big Beaver

#### Suggested Resolution

Resolution #2002-02-Moved by Pallotta Seconded by Kaszubski

WHEREAS, The licensee has a Class C On Premises Liquor License from the State of Michigan for a business located within the City of Troy; and WHEREAS, The State of Michigan requires a favorable recommendation of the Troy City Council prior to granting or renewing a Class C On Premises Liquor License with the City of Troy. These recommendations are not property rights, but are approved upon the express and continuing condition that no violation of state, local, or federal laws shall occur; and

WHEREAS, The City Council of the City of Troy has reviewed the following alleged infractions of liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy, namely:

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SALE TO MINOR (COMPLIANCE TEST) – MAY 3, 2001
SALE TO MINOR (COMPLIANCE TEST) – AUGUST 17, 2001
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WHEREAS, In addition to the alleged violation, the City has also reviewed the past history of the licensee, and has determined that the licensee has not had any additional violations within the past four years.

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Troy, that the above referenced licensed liquor establishment shall immediately require all employees who sell alcohol to attend a recognized alcohol awareness program, and forward the names of each certified employee to the Troy Police Department. Any employees of the licensee who have attended a recognized alcohol awareness program within the past year are exempt from this requirement. The alcohol awareness program must either be recognized by the Troy Police Department (i.e. TIPS, TAMS), or the program must be reviewed by the Troy Police Department to insure that the program is comparable to the recognized programs. The Troy Police Department shall be provided with the information within six months of today's date.

BE IT FURTHER RESOLVED, That the City of Troy shall continue to aggressively enforce the liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy; and

BE IT FURTHER RESOLVED, That any further violations of the liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy will result in more severe sanctions against the licensee, including the possibility of recommendations of revocation of the Class C liquor license.

Yes: No:

#### **PUBLIC HEARINGS**

The following named licensees have been given notice to appear for this series of Public Hearings regarding alleged violations:

#### **Liquor Violations SDD/SDM:**

a) Name: Rite Aid Discount Pharmacy #4268

Address: 3986 John R

License No.: 11763-2000 (SDD)

4339-2000 (SDM)

b) Name: 7-Eleven

Address: 5020 John R

License No.: 13474-2000 (SDM)

c) Name: Rite Aid Discount Pharmacy #4305

Address: 2971 W. Maple License No.: 4978-2000 (SDM)

10077-2000 (SDD)

d) Name: Farmer Jack Supermarket

Address: 2105 W. South Blvd. License No.: 18011-2000 (SDM)

#### **Liquor Violations Class C and B-Hotel:**

a) Name: Ruth's Chris Steak House

Address: 755 W Big Beaver License No.: 8265-2000 (Class C) 18889-2000 (SDM)

1.0 Liquor Violations SDD/SDM: (a) Rite Aid Discount Pharmacy #4268, 3986 John R;
 (b) 7-Eleven, 5020 John R; (c) Rite Aid Discount Pharmacy #4305, 2971 W Maple; (d) Farmer Jack Supermarket, 2105 W. South Blvd.

#### (a) Rite Aid Discount Pharmacy #4268, 3986 John R

Suggested Resolution
Resolution #2002-02Moved by
Seconded by

WHEREAS, The City Council of the City of Troy has reviewed the following infractions of liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy respectively; and

WHEREAS, The City Council has given public notice that it will deliberate and determine whether to adopt a resolution to recommend to the Michigan Liquor Control Commission that the license be revoked after Public Hearing on February 27, 2002, for the following licensed establishment:

Name: Rite Aid Discount Pharmacy #4268

Address: 3986 John R

License No.: 11763-2000 (SDD)

4339-2000 (SDM)

and, having found violation of the following codes and/or regulations: SALE TO MINOR (Compliance Test) on APRIL 24, 2001; and

WHEREAS, This licensee has had prior violations under ownership of Paul's Wine Cellar dated October 4, 1985 – Sale to Minor; January 30, 1987 – Sale to Minor; October 17, 1990 - Sale to Minor (Compliance Test); May 23, 1991 – Sale to Minor (Compliance Test); November 4, 1992 – Sale to Minor (Compliance Test); September 27, 1995 – Sale to Minor (Compliance Test); and under ownership of Rite Aid of Michigan: December 9, 1996 – Sale to Minor (Compliance Test); October 28, 1998 – Sale to Minor (Compliance Test); October 27, 1999 – Sale to Minor (Compliance Test); and

WHEREAS, After due notice the licensee was given opportunity to review these cited infractions, and opportunity to confront witnesses and/or statements by accusers while in the presence of this City Council, sitting as a hearing body on February 27, 2002;

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Troy, that after due notice, appropriate hearing and deliberations, and having made findings, it is recommended to the Michigan Liquor Control Commission that License Numbers 11763-2000 (SDD) and 4339-2000 (SDM) in the name of Rite Aid Discount Pharmacy #4268, in the City of Troy, Michigan, be **RENEWED/NOT RENEWED** and that a certified copy of this resolution be sent to the Michigan Liquor Control Commission.

Yes: No:

#### (b) 7-Eleven, 5020 John R Road

Suggested Resolution
Resolution #2002-02Moved by
Seconded by

WHEREAS, The City Council of the City of Troy has reviewed the following infractions of liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy respectively; and

WHEREAS, The City Council has given public notice that it will deliberate and determine whether to adopt a resolution to recommend to the Michigan Liquor Control Commission that the license be revoked after Public Hearing on February 27, 2002, for the following licensed establishment:

Name: 7-Eleven Address: 5020 John R

License No.: 13474-2000 (SDM)

and, having found violation of the following codes and/or regulations: SALE TO MINOR (COMPLIANCE TEST) on SEPTEMBER 25, 2001; and

WHEREAS, This licensee has had prior violations dated August 14, 1982 – Sale to Minor (Compliance Test); May 27, 1988 – Sale to Minor (Compliance Test); December 10, 1988 (Compliance Test); October 26, 1989 – Sale to Minor (Compliance Test); February 22, 1991 – Sale to Minor; May 23, 1991 – Sale to Minor (Compliance Test); September 29, 1995 – Sale to Minor (Compliance Test); October 28, 1998 – Sale to Minor (Compliance Test); March 10, 2000 – Sale to Minors (FOP-DPU); and

WHEREAS, After due notice the licensee was given opportunity to review these cited infractions, and opportunity to confront witnesses and/or statements by accusers while in the presence of this City Council, sitting as a hearing body on February 27, 2002;

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Troy, that after due notice, appropriate hearing and deliberations, and having made findings, it is recommended to the Michigan Liquor Control Commission that License Number 13474-2000 (SDM) in the name of 7-Eleven, in the City of Troy, Michigan, be **RENEWED/NOT RENEWED** and that a certified copy of this resolution be sent to the Michigan Liquor Control Commission.

Yes: No:

#### (c) Rite Aid Discount Pharmacy #4305, 2971 W Maple

Suggested Resolution Resolution #2002-02-Moved by Seconded by WHEREAS, The City Council of the City of Troy has reviewed the following infractions of liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy respectively; and

WHEREAS, The City Council has given public notice that it will deliberate and determine whether to adopt a resolution to recommend to the Michigan Liquor Control Commission that the license be revoked after Public Hearing on February 27, 2002, for the following licensed establishment:

Name: Rite Aid Discount Pharmacy #4305

Address: 2971 W. Maple License No.: 4978-2000 (SDM) 10077-2000 (SDD)

and, having found violation of the following codes and/or regulations: SALE TO MINOR (COMPLIANCE TEST) on SEPTEMBER 25, 2001; and

WHEREAS, This licensee has had prior violations dated August 22, 1981 – Sale to Minor; August 22, 1981 – Sale to Minor; March 3, 1989 – Sale to Minor (Controlled Buy); October 26, 1989 - Sale to Minor (Compliance Test); August 2, 1991 - Sale to Minor; October 4, 1991 – Sale to Minor; February 6, 1992 – Sale to Minor (Compliance Test); June 25, 1992 – Sale to Minor; October 27, 1999 – Sale to Minor (Compliance Test); and

WHEREAS, After due notice the licensee was given opportunity to review these cited infractions, and opportunity to confront witnesses and/or statements by accusers while in the presence of this City Council, sitting as a hearing body on February 27, 2002;

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Troy, that after due notice, appropriate hearing and deliberations, and having made findings, it is recommended to the Michigan Liquor Control Commission that License Numbers 10077-2000 (SDD) and 4978-2000 (SDM) in the name of Rite Aid Discount Pharmacy, in the City of Troy, Michigan, be **RENEWED/NOT RENEWED** and that a certified copy of this resolution be sent to the Michigan Liquor Control Commission.

Υ	es:
Ν	0:

#### (d) Farmer Jack Supermarket, 2105 W. South Blvd.

Suggested Resolution
Resolution #2002-02Moved by
Seconded by

WHEREAS, The City Council of the City of Troy has reviewed the following infractions of liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy respectively; and

WHEREAS, The City Council has given public notice that it will deliberate and determine whether to adopt a resolution to recommend to the Michigan Liquor Control Commission that the license be revoked after Public Hearing on February 27, 2002, for the following licensed establishment:

Name: Farmer Jack Supermarket

Address: 2105 W. South Blvd. License No.: 18011-2000 (SDM)

and, having found violation of the following codes and/or regulations: SALE TO MINOR (COMPLIANCE TEST) on APRIL 24, 2001; and

WHEREAS, This licensee has had prior violations dated October 24, 2000 - Sale to Minor (Compliance Test); and

WHEREAS, After due notice the licensee was given opportunity to review these cited infractions, and opportunity to confront witnesses and/or statements by accusers while in the presence of this City Council, sitting as a hearing body on February 27, 2002;

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Troy, that after due notice, appropriate hearing and deliberations, and having made findings, it is recommended to the Michigan Liquor Control Commission that License Number 18011-2000 (SDM) in the name of Farmer Jack Supermarket, in the City of Troy, Michigan, be **RENEWED/NOT RENEWED** and that a certified copy of this resolution be sent to the Michigan Liquor Control Commission.

Yes	
NIo.	

#### 2.0 Liquor Violations Class C and B-Hotel: (a) Ruth's Chris Steak House, 755 W Big Beaver

#### (a) Ruth's Chris Steak House, 755 W Big Beaver

Suggested Resolution Resolution #2002-02-Moved by Seconded by

WHEREAS, The City Council of the City of Troy has reviewed the following infractions of liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy respectively; and

WHEREAS, The City Council has given public notice that it will deliberate and determine whether to adopt a resolution to recommend to the Michigan Liquor Control Commission that the license be revoked after Public Hearing on February 27, 2002, for the following licensed establishment:

Name: Ruth's Chris Steak House

Address: 755 W Big Beaver License No.: 8265-2000 (Class C)

18889-2000 (SDM)

and, having found violation of the following codes and/or regulations: SALE TO MINOR (COMPLIANCE TEST) on MAY 3, 2001 and SALE TO MINOR (COMPLIANCE TEST) on AUGUST 17, 2001; and

WHEREAS, This licensee has had no prior violations; and

WHEREAS, After due notice the licensee was given opportunity to review these cited infractions, and opportunity to confront witnesses and/or statements by accusers while in the presence of this City Council, sitting as a hearing body on February 27, 2002;

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Troy, that after due notice, appropriate hearing and deliberations, and having made findings, it is recommended to the Michigan Liquor Control Commission that License Number 8265-2000 (Class C) and 18889-2000 (SDM) in the name of Ruth's Chris Steak House, in the City of Troy, Michigan, be **RENEWED/NOT RENEWED** and that a certified copy of this resolution be sent to the Michigan Liquor Control Commission.

Y	es
Ν	o:

#### LIQUOR VIOLATIONS

- 3.0 Resolution Regarding Recently Acquired/Other SDD/SDM Licensed Establishments:
  (a) Bottle & Cork Wine Shop, 1660 John R; (b) Hollywood Supermarket, 2670 W.
  Maple
- (a) Bottle & Cork Wine Shop, 1660 John R

Suggested Resolution Resolution #2002-02-Moved by Seconded by

WHEREAS, The licensee has a Specially Designated Distributor/Specially Designated Merchant (SDD/SDM) Liquor License from the State of Michigan for an establishment located within the City of Troy; and

WHEREAS, The City of Troy is vested with the authority to make recommendations of revocation of a SDD/SDM Liquor License, to the State of Michigan Liquor Control Commission, when an establishment within the City repeatedly violates state, local, or federal laws: and

WHEREAS, The City Council of the City of Troy has reviewed the following alleged infractions of liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy, namely:

SALE TO MINOR (COMPLIANCE TEST) – SEPTEMBER 25, 2001 SALE TO MINOR (MLCC OPERATION) – NOVEMBER 15, 2001

WHEREAS, In addition to the alleged violation, the City has also reviewed the past history of the licensee, and has determined that the licensee is in the first year of ownership and/or control, and has not received any other citations.

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Troy, that the above referenced licensed liquor establishment shall immediately require all employees who sell alcohol to attend a recognized alcohol awareness program, and forward the names of each certified employee to the Troy Police Department. Any employees of the licensee who have attended a recognized alcohol awareness program within the past year are exempt from this requirement. The alcohol awareness program must either be recognized by the Troy Police Department (i.e. TIPS, TAMS), or the program must be reviewed by the Troy Police Department to insure that the program is comparable to the recognized programs. The Troy Police Department shall be provided with the information within six months of today's date.

BE IT FURTHER RESOLVED, That the City of Troy shall continue to aggressively enforce the liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy: and

BE IT FURTHER RESOLVED, That any further violations of the liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy will result in more

severe sanctions against the licensee, including the possibility of recommendations of revocation of the SDD/SDM liquor license.

Yes: No:

#### (b) Hollywood Supermarket, 2670 W Maple

Suggested Resolution Resolution #2002-02-Moved by Seconded by

WHEREAS, The licensee has a Specially Designated Distributor/Specially Designated Merchant (SDD/SDM) Liquor License from the State of Michigan for an establishment located within the City of Troy; and

WHEREAS, The City of Troy is vested with the authority to make recommendations of revocation of a SDD/SDM Liquor License, to the State of Michigan Liquor Control Commission, when an establishment within the City repeatedly violates state, local, or federal laws: and

WHEREAS, The City Council of the City of Troy has reviewed the following alleged infractions of liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy, namely:

SALE TO MINOR (COMPLIANCE TEST) - SEPTEMBER 25, 2001

WHEREAS, In addition to the alleged violation, the City has also reviewed the past history of the licensee, and has determined that the licensee is in the first year of ownership and/or control, and has not received any other citations.

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Troy, that the above referenced licensed liquor establishment shall immediately require all employees who sell alcohol to attend a recognized alcohol awareness program, and forward the names of each certified employee to the Troy Police Department. Any employees of the licensee who have attended a recognized alcohol awareness program within the past year are exempt from this requirement. The alcohol awareness program must either be recognized by the Troy Police Department (i.e. TIPS, TAMS), or the program must be reviewed by the Troy Police Department to insure that the program is comparable to the recognized programs. The Troy Police Department shall be provided with the information within six months of today's date.

BE IT FURTHER RESOLVED, That the City of Troy shall continue to aggressively enforce the liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy; and

BE IT FURTHER RESOLVED, That any further violations of the liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy will result in more severe sanctions against the licensee, including the possibility of recommendations of revocation of the SDD/SDM liquor license.

Yes: No:

- 4.0 Resolution Regarding Recently Acquired/Other Class C and B-Hotel Licensed Establishments: (a) Picano's, 3775 Rochester Rd; (b) LaShish, 3720 Rochester Rd.;
   (c) Holiday Inn, 2537 Rochester Court; (d) Capital Grill, 2800 W Big Beaver; (e) Corradi's, 1090 Rochester Rd; (f) Wagon Wheel Saloon, 2950 Rochester Rd.
- (a) Picano's, 3775 Rochester Rd.

Suggested Resolution Resolution #2002-02-Moved by Seconded by

WHEREAS, The licensee has a Class C On Premises Liquor License from the State of Michigan for a business located within the City of Troy; and

WHEREAS, the State of Michigan requires a favorable recommendation of the Troy City Council prior to granting or renewing a Class C On Premises Liquor License with the City of Troy. These recommendations are not property rights, but are approved upon the express and continuing condition that no violation of state, local, or federal laws shall occur; and

WHEREAS, The City Council of the City of Troy has reviewed the following alleged infractions of liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy, namely:

SALE TO MINOR (COMPLIANCE TEST) - MAY 3, 2001

WHEREAS, In addition to the alleged violation, the City has also reviewed the past history of the licensee, and has determined that the licensee has not had any additional violations within the past four years.

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Troy, that the above referenced licensed liquor establishment shall immediately require all employees who sell alcohol to attend a recognized alcohol awareness program, and forward the names of each certified employee to the Troy Police Department. Any employees of the licensee who have attended a recognized alcohol awareness program within the past year are exempt from this requirement. The alcohol awareness program must either be recognized by the Troy Police Department (i.e. TIPS, TAMS), or the program must be reviewed by the Troy Police Department to insure that the program is comparable to the recognized programs. The Troy Police Department shall be provided with the information within six months of today's date.

BE IT FURTHER RESOLVED, That the City of Troy shall continue to aggressively enforce the liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy; and

BE IT FURTHER RESOLVED, That any further violations of the liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy will result in more severe sanctions against the licensee, including the possibility of recommendations of revocation of the Class C liquor license.

Yes: No:

#### (b) LaShish, 3720 Rochester Rd.

Suggested Resolution
Resolution #2002-02Moved by
Seconded by

WHEREAS, The licensee has a Class C On Premises Liquor License from the State of Michigan for a business located within the City of Troy; and

WHEREAS, the State of Michigan requires a favorable recommendation of the Troy City Council prior to granting or renewing a Class C On Premises Liquor License with the City of Troy. These recommendations are not property rights, but are approved upon the express and continuing condition that no violation of state, local, or federal laws shall occur; and

WHEREAS, The City Council of the City of Troy has reviewed the following alleged infractions of liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy, namely:

#### SALE TO MINOR (COMPLIANCE TEST) - AUGUST 16, 2001

WHEREAS, In addition to the alleged violation, the City has also reviewed the past history of the licensee, and has determined that the licensee has not had any additional violations within the past four years.

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Troy, that the above referenced licensed liquor establishment shall immediately require all employees who sell alcohol to attend a recognized alcohol awareness program, and forward the names of each certified employee to the Troy Police Department. Any employees of the licensee who have attended a recognized alcohol awareness program within the past year are exempt from this requirement. The alcohol awareness program must either be recognized by the Troy Police Department (i.e. TIPS, TAMS), or the program must be reviewed by the Troy Police Department to insure that the program is comparable to the recognized programs. The Troy Police Department shall be provided with the information within six months of today's date.

BE IT FURTHER RESOLVED, That the City of Troy shall continue to aggressively enforce the liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy; and

BE IT FURTHER RESOLVED, That any further violations of the liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy will result in more severe sanctions against the licensee, including the possibility of recommendations of revocation of the Class C liquor license.

Yes: No:

#### (c) Holiday Inn, 2537 Rochester Court

Suggested Resolution Resolution #2002-02-Moved by Seconded by

WHEREAS, The licensee has a Class C On Premises Liquor License from the State of Michigan for a business located within the City of Troy; and

WHEREAS, the State of Michigan requires a favorable recommendation of the Troy City Council prior to granting or renewing a Class C On Premises Liquor License with the City of Troy. These recommendations are not property rights, but are approved upon the express and continuing condition that no violation of state, local, or federal laws shall occur; and

WHEREAS, The City Council of the City of Troy has reviewed the following alleged infractions of liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy, namely:

#### SALE TO MINOR (COMPLIANCE TEST) - AUGUST 16, 2001

WHEREAS, In addition to the alleged violation, the City has also reviewed the past history of the licensee, and has determined that the licensee has not had any additional violations within the past four years.

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Troy, that the above referenced licensed liquor establishment shall immediately require all employees who sell alcohol to attend a recognized alcohol awareness program, and forward the names of each certified employee to the Troy Police Department. Any employees of the licensee who have attended a recognized alcohol awareness program within the past year are exempt from this requirement. The alcohol awareness program must either be recognized by the Troy Police Department (i.e. TIPS, TAMS), or the program must be reviewed by the Troy Police Department to insure that the program is comparable to the recognized programs. The Troy Police Department shall be provided with the information within six months of today's date.

BE IT FURTHER RESOLVED, That the City of Troy shall continue to aggressively enforce the liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy; and

BE IT FURTHER RESOLVED, That any further violations of the liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy will result in more

severe sanctions against the licensee, including the possibility of recommendations of revocation of the Class C liquor license.

Yes: No:

#### (d) Capital Grill, 2800 W Big Beaver

Suggested Resolution Resolution #2002-02-Moved by Seconded by

WHEREAS, The licensee has a Class C On Premises Liquor License from the State of Michigan for a business located within the City of Troy; and

WHEREAS, the State of Michigan requires a favorable recommendation of the Troy City Council prior to granting or renewing a Class C On Premises Liquor License with the City of Troy. These recommendations are not property rights, but are approved upon the express and continuing condition that no violation of state, local, or federal laws shall occur; and

WHEREAS, The City Council of the City of Troy has reviewed the following alleged infractions of liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy, namely:

SALE TO MINOR (COMPLIANCE TEST) - AUGUST 17, 2001

WHEREAS, In addition to the alleged violation, the City has also reviewed the past history of the licensee, and has determined that the licensee has not had any additional violations within the past four years.

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Troy, that the above referenced licensed liquor establishment shall immediately require all employees who sell alcohol to attend a recognized alcohol awareness program, and forward the names of each certified employee to the Troy Police Department. Any employees of the licensee who have attended a recognized alcohol awareness program within the past year are exempt from this requirement. The alcohol awareness program must either be recognized by the Troy Police Department (i.e. TIPS, TAMS), or the program must be reviewed by the Troy Police Department to insure that the program is comparable to the recognized programs. The Troy Police Department shall be provided with the information within six months of today's date.

BE IT FURTHER RESOLVED, That the City of Troy shall continue to aggressively enforce the liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy; and

BE IT FURTHER RESOLVED, That any further violations of the liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy will result in more severe sanctions against the licensee, including the possibility of recommendations of revocation of the Class C liquor license.

Yes	•
No:	

#### (e) Corradi's, 1090 Rochester Rd.

Suggested Resolution
Resolution #2002-02Moved by
Seconded by

WHEREAS, The licensee has a Class C On Premises Liquor License from the State of Michigan for a business located within the City of Troy; and

WHEREAS, the State of Michigan requires a favorable recommendation of the Troy City Council prior to granting or renewing a Class C On Premises Liquor License with the City of Troy. These recommendations are not property rights, but are approved upon the express and continuing condition that no violation of state, local, or federal laws shall occur; and

WHEREAS, The City Council of the City of Troy has reviewed the following alleged infractions of liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy, namely:

SALE TO MINOR (COMPLIANCE TEST) - SEPTEMER 27, 2001

WHEREAS, In addition to the alleged violation, the City has also reviewed the past history of the licensee, and has determined that the licensee has not had any additional violations within the past four years.

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Troy, that the above referenced licensed liquor establishment shall immediately require all employees who sell alcohol to attend a recognized alcohol awareness program, and forward the names of each certified employee to the Troy Police Department. Any employees of the licensee who have attended a recognized alcohol awareness program within the past year are exempt from this requirement. The alcohol awareness program must either be recognized by the Troy Police Department (i.e. TIPS, TAMS), or the program must be reviewed by the Troy Police Department to insure that the program is comparable to the recognized programs. The Troy Police Department shall be provided with the information within six months of today's date.

BE IT FURTHER RESOLVED, That the City of Troy shall continue to aggressively enforce the liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy; and

BE IT FURTHER RESOLVED, That any further violations of the liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy will result in more severe sanctions against the licensee, including the possibility of recommendations of revocation of the Class C liquor license.

Yes:

No:

#### (f) Wagon Wheel Saloon, 2950 Rochester Rd.

Suggested Resolution Resolution #2002-02-Moved by Seconded by

WHEREAS, The licensee has a Class C On Premises Liquor License from the State of Michigan for a business located within the City of Troy; and

WHEREAS, the State of Michigan requires a favorable recommendation of the Troy City Council prior to granting or renewing a Class C On Premises Liquor License with the City of Troy. These recommendations are not property rights, but are approved upon the express and continuing condition that no violation of state, local, or federal laws shall occur; and

WHEREAS, The City Council of the City of Troy has reviewed the following alleged infractions of liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy, namely:

#### SALE TO MINOR (COMPLIANCE TEST) - OCTOBER 2, 2001

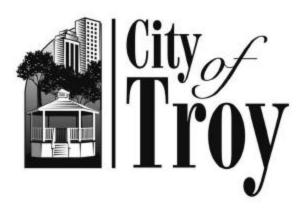
WHEREAS, In addition to the alleged violation, the City has also reviewed the past history of the licensee, and has determined that the licensee has not had any additional violations within the past four years.

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Troy, that the above referenced licensed liquor establishment shall immediately require all employees who sell alcohol to attend a recognized alcohol awareness program, and forward the names of each certified employee to the Troy Police Department. Any employees of the licensee who have attended a recognized alcohol awareness program within the past year are exempt from this requirement. The alcohol awareness program must either be recognized by the Troy Police Department (i.e. TIPS, TAMS), or the program must be reviewed by the Troy Police Department to insure that the program is comparable to the recognized programs. The Troy Police Department shall be provided with the information within six months of today's date.

BE IT FURTHER RESOLVED, That the City of Troy shall continue to aggressively enforce the liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy; and

BE IT FURTHER RESOLVED, That any further violations of the liquor control codes and regulations and/or ordinances of the State of Michigan and/or the City of Troy will result in more severe sanctions against the licensee, including the possibility of recommendations of revocation of the Class C liquor license.

Y	es
Ν	o:



February 26, 2002

TO: MAYOR AND MEMBERS OF COUNCIL

FROM: LORI GRIGG BLUHM, CITY ATTORNEY

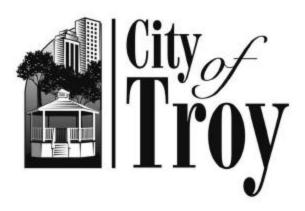
RE: LIQUOR HEARING PROCEDURE

Please note that Ruth Chris Steak House appears twice on the revised agenda for the February 27, 2002 Special City Council meeting. The item first appears as a postponed item. This is procedurally necessary, since the administration's proposed resolution is still on the table (essentially requiring TIPS/TAMS). If Council desires to act on this resolution, it can be accomplished at the beginning of the meeting, under the postponed items section. However, Council could also withdraw the proposed administrative resolution in the postponed section of the meeting, and hold a public hearing for Ruth Christ Steak House after the SDD/SDM public hearings. An official notice of public hearing was hand delivered to Ruth Chris Steak House to provide City Council with this option.

Also enclosed please find documentation to supplement the February 27, 2002 Special City Council Meeting Agenda. Unfortunately, this information was inadvertently omitted from the original agenda packet. As you are aware, public hearings were scheduled only for those liquor licensees with two or more liquor violations within the past four years and/or licensees with a liquor violation within their first year of operation. Public hearings were not scheduled for the remaining licensees that had liquor violations within the past year.

Proposed resolutions requiring TIPS and/or TAMS training have been proposed for your consideration for these licensees that have not had two or more violations within the past four years. However, Council could always choose to hold public hearings for these licensees any time prior to March 31 (the MLCC deadline).

If you have any questions concerning the above, please let me know.



February 26, 2002

TO: MAYOR AND MEMBERS OF COUNCIL

FROM: LORI GRIGG BLUHM, CITY ATTORNEY

RE: REPORT ON MLCC POSITION

In response to your questions of last night, I called Julie Wendt's office of the Michigan Liquor Control Commission's (MLCC) licensing division. Although there was a spirited discussion regarding the power of municipalities in regulating Class C licensed establishments, the MLCC made it very clear that they objected to the procedure followed by Troy in the Champps matter last year.

The MLCC finally acknowledged that they would be required to act on the Troy City Council's resolution for non-renewal of a liquor license. They also acknowledged that the City of Troy also has the right to resolve to rescind the earlier objection to renewal of the Class C liquor license. There was some disagreement about whether the resolution to rescind the objection to renewal could be passed prior to the May 1 new license year. Unfortunately, the law does not provide any detailed clarification for this disagreement.

It is the position of the MLCC that the resolution to rescind the objection to renewal would need to be made by the Troy Council after the start of the new license year (May 1). It is also the position of the MLCC that Troy could not obtain a license until after this paperwork was processed by the MLCC, which could only be completed on a business day. The MLCC was not willing to allow any flexibility in this process.

As mentioned at the February 25, 2002 special meeting, the Liquor Committee has requested a joint study session with City Council. At that time, potential legislative and/or policy amendments can be discussed.

If you have any questions concerning the above, please let me know.

Rite Aid Discount Pharmacy #4268
Rite Aid of Michigan, Inc.
3986 John R
Troy MI 48083
SDD 11763-2000 & SDM 4339-2000
Sale to Minor

## LCC Liquor Licensee History

Business name:

Rite Aid Discount Pharmacy #4268

Address:

3986 John R

Licensee:

Rite Aid of Michigan

License type:

**SDD** (11763-2000) **SDM** (4339-2000)

Permits:

Sunday Sales

Comments:

Scott Reusze, Mgr. (5/99)

Date	Troy Incident#	Туре	Disposition	Date
8/20/84		Council approved transfer of license to Paul Gabbara		
3/17/85		Council approved transfer of license to new building		
10/4/85	85-29395	Sale to minor	Dismissed	5/2/86
1/30/87	87-3181	Sale to minor	Dismissed	7/10/87
10/17/90	90-32241	Sale to minor (compliance test)	Fined \$200	10/21/91
5/23/91	91-14211	Sale to minor (compliance test)	Fined \$400	10/21/91
3/1/91		Request to transfer license to Sam Kilano	Withdrawn	3/20/92
11/4/92	92-33960	Sale to minor (compliance test)	Fined \$1000 & 3 day suspens	3/19/93 ion
9/27/95	95-35601	Sale to minor (Compliance Insp)	Fined \$1000 & 3 day suspens	1/1/96 ion
/11/96		Request to transfer license to Rite Aid		
3/18/96	95-35601	Council hearing: No action, "Paul's Wine Cel in process	lar" closed, transfer to R	ite Aid
********* <b>UN</b> E 08/19/96	DER OWNERSHIF	OF RITE AID OF MICHIGAN************************************		·
12/9/96	96-45544	Sale to Minor (Compliance Insp.)	Fined \$400.	3/6/97
3/17/97	96-45544	Council hearing: Employee's not TIPS or TA 90 days to be trained.	M trained in last	

10/28/98	98-43638	Sale to Minor (Compliance Insp.)	\$600	3/19/99
02/25/99	99-07624	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
03/08/99	99-08960	Liquor Inspection (Road Patrol) NO VIOLAT		
03/22/99		City Council recommends MLCC suspend license for 3 weeks and that all employees be TIPS/TAM trained BEFORE serving and proof be provided the Police Dept of same.		
05/??/99		Scott Reusze replaces Paul Gabarra as manage	r per Rite Aid Legal	
05/18/99	99-18438	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/22/99	99-23604	Compliance Test - PASSED		
08/11/99		Reminder letter sent for proof, deadline 09/01/99 Proof received 08/30/99		
10/27/99	99-41269	Sale to Minor (Compliance Test)	\$700	03/24/00
<b>10/27/99</b> 12/04/99	<b>99-41269</b> 99-46310	Sale to Minor (Compliance Test)  Liquor Inspection (Road Patrol)	\$700 NO VIOLATIONS	03/24/00
			•	03/24/00
12/04/99	99-46310	Liquor Inspection (Road Patrol)	NO VIOLATIONS	03/24/00
12/04/99 07/25/00	99-46310 none	Liquor Inspection (Road Patrol)  Compliance Test	NO VIOLATIONS PASSED	03/24/00
12/04/99 07/25/00 11/15/00	99-46310 none 00-42336	Liquor Inspection (Road Patrol)  Compliance Test  Compliance Test	NO VIOLATIONS PASSED PASSED DISMISSED	03/24/00
12/04/99 07/25/00 11/15/00 <b>04/24/01</b>	99-46310 none 00-42336 <b>01-14106</b>	Liquor Inspection (Road Patrol)  Compliance Test  Compliance Test  Sale to Minor (Compliance Test)	NO VIOLATIONS PASSED PASSED DISMISSED Student Aide FTA	03/24/00
12/04/99 07/25/00 11/15/00 <b>04/24/01</b> 08/14/01	99-46310 none 00-42336 <b>01-14106</b> 01-29118	Liquor Inspection (Road Patrol)  Compliance Test  Compliance Test  Sale to Minor (Compliance Test)  Compliance Test	NO VIOLATIONS PASSED PASSED DISMISSED Student Aide FTA PASSED	03/24/00

#### RITE AID PHARMACY 3986 JOHN R RD

#### **2001 INCIDENT HISTORY**

Complaint Number	Report Date	Description
		'
01-00494	01/05/01	Private Property Accident
01-06617	02/24/01	Private Property Accident
01-13643	04/21/01	Suspicious Persons
01-14106	04/24/01	LCC Violation
01-15305	05/03/01	Retail Fraud III
01-27479	08/02/01	Hit & Run Property Damage Accident
01-32689	09/11/01	Suspicious Persons
01-35584	10/04/01	Suspicious Vehicle
01-40664	11/10/01	Malicious Destruction of Property
01-43097	12/01/01	Suspicious Circumstances

## Mic an Department of Consumer & I astry Services

#### LIQUOR CONTROL COMMISSION (LCC)

7150 Harris Drive P.O. Box 30005 Lansing, Michigan 48909-7505 Phone (517) 322-1390 ~ FAX (517) 322-6347

### VIOLATION REPORT

	(Authori.	200 Uy F.A.36 01 19	70 <i>)</i>		
* Officers P	lease Obtain Th	is Information I	rom The Lice	ose *	
License No. 11763-2000 SS	Business ID	9794	e girande states com et e	File#	
	(T)	IIS INFORMATION NOT AVAI	LABLE ON LICENSE UNTIL	.5/1 <i>1</i> 99)	
1. Name of Licensee Rite Aid of Mi	enigan, inc.	2. Doing	Business As <u>R</u>	ite Aid	
3. Mailing Address (street, city, zip code)_	3986 John R				
4. Township Troy		5. County	<u>Oakland</u>		
6. Type of License(s) & Permit(s) SI	OD SDM	Sunday Sales		The second secon	
7. Date of Violation: Tuesday	(DAY)	April 24, (DATE)	2001 8: (HOUR)	05 AM or PM	D
Fighting (	ed Person  must be inside licent  Cooperate	sed premises)	Controlled S	ubstances	
if MINOR: Birth date 04/21/82 Was			no, you MUST ans	wer below:	
IF above minor violation was not a decoy de	escribe Enforcement	Action Taken:		-	
COPY OF A	PPEARANCE T	TICKET MUST	BE ATTACH	ED	
9. Submit Report Below or Indica					
				<u>.</u>	
			· · · · · · · · · · · · · · · · · · ·		
•					
Officer Signature Adult work	) Nan	ne and Title (print)	Officer Ru	ıssell Bragg	
Officer Signature Robert Work		ne and Title (print)			
Department Name Troy Police D	epartment Pho	one # <u>(248) 5</u>	524-3477		

## WITNESSES

1. Name Hanna Hejaij	Address 2346 Michael Dr., Sterling Hts., MI, 48310
Vill testify to: selling alcohol to a minor.	
	Address 3986 John R, Troy, MI, 48089
Will testify to: manager of store.	
3. Name Matthew Arnold	Address c/o 500 W. Big Beaver Rd., Troy, MI, 48084
	ge from Hejaij while under the age of 21.
	Address 500 W. Big Beaver Rd., Troy, MI, 48084
	Address 500 W. Big Beaver Rd., Troy, Mi, 48084
	EVIDENCE
Location Held: Troy Police Dept. Property	/ Room, tag #112819
1 bottle of Beringer White Zinfandel w	vine
•	
-	

500 V	POLICE DEPARTMENT INC Big Beaver - Troy, MI 48084-5285 MI6378400	IDENT REPORT		SUPP  PAGE OF 3
0	DATE DAY SHIFT PLATOON BADGE1 BADG	E10 □ DEATH OF DETENDE	E12 DETRANCTION DEGLISED YEAR  B E13 D NERUSED TO COOPERATE  UNED E14 D JUACHULE, NO CUSTOMY	INCIDENT NUMBER
		000URED /2 4/0/1	TIMES(S) OCCURED	ASSIGNED HOUR / DAY
0:	LOCATION / ADDRESS (DIRECTION, STREET, SUFFIX, QUALIFIER)	<u> </u>	OCATION 2 (INTERSECTING STREET)	1110191110
04	TROY MT 48089 2	BUSINESS NAME  RITH A	10	BUSINESS PHONE
05	BUSINESS COMMENTS / ESTABLISHMENT DESCRIPTION	ESTAS CODE ORIGIN	☐ PERSON ☐ 911 B☐POP ☐ PE	
06	PURNISHING ALCOHOL TO MINOR	RIMAE CLASS ALCOHOL (1) BIA DRIUGS       COMP	O OTHER   MOT   DISP   OT S WEAPON # PREM ACTIVITY	ACTIVITY TYPES (Maximum 3 Per Offense)  8 BUYING / RECEIVING
07		PRIME CLASS ALCOHOLD BIA	S WEAPON #PREM ACTIVITY	C CULTIVATING / MANUFACTURING / PUBLISHING D DISTRIBUTING / SELLING E EXPLOITING CHILDREN
08	NATURE OF OFFENSE #3 ATT D	PRIME CLASS ALCOHOL BIA DRUGS C	S WEAPON PREM ACTIVITY	O OPERATING / PROMOTING / ASSISTING P POSSESSING / CONCEALING T TRANSPORTING / TRANSMITTING / IMPORTING
09	NATURE OF OFFENSE #4 ATT D O	PRIME CLASS ALCOHOL BIA	S WEAPON #PREM ACTIVITY	U USING / CONSUMING  OFFENSE COMMENTS
CODES	(1) REPT'D BY (2) OWNER (3) VICT (4) PERS INTERV (5) ARREST (6) SUSPECT (7) ME  [CODE VICT   NAME (LAST, FIRST, MIDDLE, SUFFIX)	25.822 (2.527 15.00.0)	(O) JUV ARREST (D) DRIVER (P) PAS	SENGER (S) SUMMONED (R) RESPONSELE
<b>₩ 10</b>	RATTHEW ARNOLD	· Ic	u u	14 04 2 / 8 2 / 9
11	HOME PHONE   BUSINESS PHONE   STATE DRIVER'S LICENS		TROX    PERSON COMMENTS / OTHER	MT 48098
<b>6</b> 12	VICTIM []1 []3 VICTIM TYPE F   FINANCIAL S   SOCIETY/PUB	_1_1_1_1_1_1_1		ENFORCEMENT ANDR
13	CONNECTED   I   INDIVIDUAL G   GOVERNMENT O   OTHER TO OFFENSE   2	N □ NONE M □ B □ BROKENBONE O □	MINOR INJURY 1 🗆 POSS, INT. INJURIES LACERATIC	N U CI UNCONSCIOUSNESS
	01 SPOUSE 05 CHILD 09 STEPPARENT 20 ACQUAINTANCE 2 CL SPOUSE 06 GRANDPARENT 10 STEPCHILD 21 FRIEND		28 EMPLOYEE 98 STR. 29 EMPLOYER 99 UNK	ANGER / ASSAULT CIRCUMSTANCES
15	103 PARENT 07 GRANDCHILD 11 STEPSIBLING 22 NEIGHBOR 24 SIBLING 06 IN-LAW 12 OTHER FAMILY 23 BABYSITEE (bab)	26 HOMOSEXUAL REL. by) 27 EX-SPOUSE	31 VICTIM WAS OFFENDER	///////
16	SG HEJAIJ HANNAH		и	F09288218
<u> </u>	23,46 MICHAEL DR,		STERLING HTS	mz 483 10
<b>18</b>	\$10-268-83/8 STATE DRIVER'S LICENSE SOC. SEC.		EYES HAIR COLOR / LENGTH / STY	
<b>B</b> 19	MI H 220 29801 4749	SID#		81#
<u>{</u> 20			summons / citation number(s)	
<u>§ 21</u>	FURN. Alcohol TOMINOR 0424	101 99 103	5 06 MI	ARREST NUMBER
22		PLATOON BADGE 1	BADGE 2 FM DIS AFIS NUMBER	
23	TYPE SESUMMONS (No Custody) ARREST COUNT 1 INDICATOR IN A ARME  CUSTODY (Warrant) INDICATOR IN 1/4 (ENTI-	EDWITH 11 TREARM	13 ☐ RIFLE 20 ☐ LETHAL CL 14 ☐ SHOTGUN. (e.g. Switch 15 ☐ OTHER FIREARM 30 ☐ CLUB / 8R/	nlada Kolfo etc )     EOD     DED
codes 24	PROPES	OUND (C) CONFISCATED (I) MAR RTY TYPE QUANTITY YEAR	MAKE	URNED (Y) FORGED / COUNTERFEITED MODEL
<del>.</del> .	STYLE COLOR(S) TOP / BOTTOM MONTH YEAR STATE LICENSE	SERIAL / VIN NUMBER / COND	BERINGER HTION/OTHERLD.	WHITE ZINFANDEL
25 26	STOLEN DAMAGED RECOVERED PROPERTY		RTY LEIN / NCIC REF#	
<del></del> .	* SEBADGE RECEBADGE LEO RECOVERY DATE NOTIFY BADGE NOTIFY DATE	8/9 P.R.  NOTIFYTIME	PERSON / DEPARTMENT NOTIFIED	
27	COMMENTS - INSURANCE COMPANY / LIEN HOLDER / BANK		SEIZED	TYPE AMOUNT MEAS
28	NYESTIGATING OFFICEP(S):	REVIEWS	DRUGS	
29	WOLFE BRAGG			•

#### TROY POLICE DEPARTMENT PERSON REPORT SUPP 500 W. Big Beaver - Troy, MI 48084-5285 ORI # MI6378400 PLATOON BADGE 1 SHIFT BADGE 2 **UCR STATUS** E12 C EXTRAORCTION DECLINED YEAR INCIDENT NUMBER E10 🖸 DEATHOR OFFENDER — E13 🗍 REFUSED TO COOPERATE E11 🖸 PROSECUTION DECLARED — E14 🖸 JUVENILE NO CUSTODY 01 240 99 106 D.S REPT'D BY (2) OWNER (3) VICT (4) PERS INTERV (5) ARREST (6) SUSPECT (7) MISSING (6) WITH (9) SECUR'D BY (0) JUV ARREST (D) DRIVER (P) PASSENGER (S) SUMMONED (R) RESPONSIBLE COT NAME (LAST, FIRST, MIDDLE, SUFFIX) WILLIA 02 COPELANO (DIRECTION, STREET, SUFFIX, QUALIFIER) ADDRESS CITY 03 86 TRO RUSINESS PHONE STATE DRIVER'S LICENSE PERSON COMMENTS / OTHER I.D. <mark>ြ 04</mark> MANAGER F [] FINANCIAL S [] SOCIETY / PUBLIC VICTIM INJUR **01 03** CONNECTED I D INDIVIDUAL G GOVERNMENT O CO OTHER N D NONE 05 M [] MINORINIURY 1 T POSS INT INJURIES T C LOSS OF TEETH F [] FATAL TO OFFENSE □2 □4 8 □ BUSINESS R T RELIGIOUS P D POLICE OFFICER B C BROKEN BONE O . MAJOR INJURY L C SEVERE LACERATION U III UNCONSCIOUSNESS RELATIONSHIP OF VICTIM TO OFFENDER WITHIN OUTSIDE FAMILY, BUT KNOWN NOT KNOWN REL / OFF # **FELONIOUS** 06 OL SPOUSE OS CHUD O STEPPARENT 20 ACQUAINTANCE 98 STRANGER ASSAULT 24 BOY / GIRL FRIEND 28 EMPLOYEE CIRCLIMSTANCES 02 C-L SPOUSE 06 GRANDPARENT 10 STEPCHILD 21 FRIEND 99 LINKNOWN 25 CHILD OF "BG" ABOVE 29 EMPLOYER BEL / OFF 03 PARENT OZ GRANDCHII D 11 STEPSIBLING 22 NEIGHBOR 26 HOMOSEXUAL REL 30 OTHERWISE KNOWN 07 04 SIBLING 12 OTHER FAMILY 23 BABYSITEE (baby) 27 EX-SPOUSE 31 VICTIM WAS OFFENDER CODE NAME (LAST, FIRST, MIDDLE, SUFFIX) RAC SEX DO AGE ₩ 08 ADDRESS (DIRECTION, STREET, SUFFIX, QUALIFIER) CITY STATE 716 09 HOME PHONE BUSINESS PHONE STATE DRIVER'S LICENSE # PERSON COMMENTS / OTHER LD **6** 10 VICTIM VICTIM TYPE F - FINANCIAL VICTIM INJURY S C SOCIETY / PUBLIC CONNECTED I - INDIVIDUAL G C GOVERNMENT O C OTHER N I NONE M I MINORINEIRY I D POSS, INT. INJURIES T C LOSS OF TEETH F 🗆 FATAL TO OFFENSE 2 R T RELIGIOUS □4. R I RUSINESS O D MAJORINJURY B D BROKENBON L D SEVERE LACERATION U [] UNCONSCIOUSNESS RELATIONSHIP OF VICTIM TO OFFENDER WITHIN OUTSIDE FAMILY, BUT KNOWN NOT KNOWN REL / OFF # **FELONIOUS** OI SPOUSE OS CHR.D OR STEPPARENT 20 ACQUAINTANCE 12 24 BOY / GIRL FRIEND 98 STRANGER 28 EMPLOYEE 02 C-LISPOUSE 99 UNKNOWN CIRCUMSTANCES 06 GRANDPARENT 10 STEPCHILD 21 FRIEND 25 CHILD OF "BG" ABOVE 29 EMPLOYER 03 PARENT REL / OFF # 07 GRANDCHILD 11 STEPSIBLING 22 NEIGHBOR 26 HOMOSEXUAL REL. 30 OTHERWISE KNOWN 13 04 SIBLING 08 IN-LAW 12 OTHER FAMILY 23 BABYSITEE (baby) 27 EX-SPOUSE 31 VICTIM WAS OFFENDER OFF# CODE NAME (LAST, FIRST, MIDDLE, SUFFIX) RACISEX AGE ADDRESS (DIRECTION, STREET, SUFFIX, QUALIFIER) CITY STATE **A** 15 HOME PHONE BUSINESS PHONE HEIGHT WEIGHT EYES HAIR COLOR / LENGTH / STYLE SKIN TONE BUILD **16** STATE SOC. SEC. 6 SID # **17** PERSON COMMENTS / CLOTHING SUMMONS / CITATION NUMBER(S) 18 ARREST / SUMMONS DESCRIPTION ARREST CHARGE 1 ARREST DATE PLATOON BADGE 1 BADGE 2 FM | DIS | DEPARTMENT ARREST NUMBER § 19 ARREST / SUMMONS DESCRIPTION PLATOON BADGE 2 BADGE 1 FM DIS AFISNUMBER 20 ARREST ON VIEW (No Warrant) D MULTIPLE CLEAR UPON ARREST 01 D UNARMED 13 🗆 RIFLE 20 C LETHAL CUT INSTRUMENT ARREST ORIGIN [] DISP COUNT: TYPE □ SUMMONS (No Custody) INDICATOR II N 21 ARMED WITH 11 D FIREARM 14 D SHOTGUN (e.g. Switchblade Knife, etc.) □ FOP □ PER CUSTODY (Warrant) NOICATOR O N/A (ENTER "A" IF AUTO) 12 II HANDGUN 15 COTHER FIREARM 30 CLUB / BRASS KNUCKLES ☐ MOT O TEL CODE NAME (LAST, FIRST, MIDDLE, SUFFIX RAC SEX DOB AGE 22 ADDRESS (DIRECTION, STREET, SUFFIX, QUALIFIER) an STATE 710 **A** 23 HOME PHONE **BUSINESS PHONE** HEIGHT WEIGHT EYES HAIR COLOR / LENGTH / STYLE BUILD SKIN TONE **P** 24 STATE DRIVER'S LICENSE SOC. SEC. # SID FBI # **25** PERSON COMMENTS / CLOTHING SUMMONS / CITATION NUMBER(S) **26** ARREST / SUMMONS DESCRIPTION ARREST CHARGE 1 ARREST DATE PLATOON BADGE 1 S BADGE 2 FM DIS DEPARTMENT ARREST NUMBER ARREST / SUMMONS DESCRIPTION ARREST DATE ARREST CHARGE 2 PLATOON BADGE 1 BADGE 2 28 AFIS NUMBER ON VIEW (No Warrant) MULTIPLE [] MIXTIPLE UPON ARREST CIFAR 01 D UNARMED 13 C RIFLE 20 C LETHAL CUT INSTRUMENT ☐ DISP ARREST ORIGIN SUMMONS (No Custody) ARREST C COUNT 1 INDICATOR III N

ARMED WITH

(ENTER "A" IF AUTO)

29

30

CUSTODY (Warrant)

INVESTIGATING OFFICER(S):

11 D FIREARM

REVIEWED BY:

14 🗆 SHOTGUN

12 □ HANDGUN 15 □ OTHER FIREARM 30 □ CLUB / BRASS KNUCKLES

ATTENTION TO:

(e.g. Switchblade Knife, etc.)

☐ FOP

□ MD1

☐ PER

TEL.

#### TROY POLICE DEPT.

500 W. Big Beaver, Troγ, MI 48084 ORI #MI6378400

#### ...ARRATIVE REPORT

	1.00	
X	SUPP	CORR

DELETE

PAGE 3 of 3

_									********		== 0.0
	01	DATE	DAY	SHIFT	PLAT	BADGE 1	BADGE 2	INCIDENT STATUS	PRIM	YEAR	INCIDENT #
		4/24/01	Tue	09	99.	006		CLR ARREST UNF CLR EXCEPT INACT	CLASS	01	14106
										`	

Directed Patrol Unit Officers Sgt Avery, Ofc's Wolfe, Bragg, Cascioli and Barton working liquor compliance checks with student enforcement aide Mathew Arnold, DOB 4-21-82.

On 4/24/01 at 2005 hrs, Arnold entered the Rite Aid Pharmacy at 3986 John R Rd. Arnold selected the listed bottle of Beringer's White Wine and took it to the check out counter. Arnold presented the wine for purchase to cashier Hannah Hajaij. Hajaij rang up the purchase without requesting identification from Arnold, or making an inquiry as to his age. The sale was then completed, and Arnold left the store with the wine.

Hajaij was contacted by Ofc's Bragg and Wolfe and advised of the violation. Hajaij was unable to account for her actions other than to say that she had only been on the job for two weeks, and that she had been very busy at the time Arnold brought the wine to her register.

Hajaij was issued Citation No. 624951 for Furnishing Alcohol to a Minor. The wine was tagged and entered into property room locker No. 1 (Tag No. 112819)

Zirlietherram

U

1

Bragg/wolfe REVIEWED BY ASSIGNED TO/BADGE ATTENTION TO

	ROY POLICE DEPT.  W. Big Beaver, Troy, MI 48084  ORI # MI6378400  NARRATIVE REPORT  WITNESS STATEMENT SUPP SORR DELETE PAGE OF
01	DATE DAY SHIFT PLAT BADGE 1 BADGE 2 INCIDENT STATUS PRIM CLASS YEAR INCIDENT # O 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
02	Gradement of 1917 THE CO TAXOUTS Home Priorie: (278) 286-7069
03	Address: 500 W Big Bequer Business Phone:
04	City: TRDY State: MI Zip: 48098
05	
06	I, MATTHEW ARNOW, Walked into Rite Aid on John R, WENT
07	
08	
09	
10	I THEN WALKED OUT OF THE STORE AND Handed the bottle over to the
11	officers.
12	
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23	
24	
25	
26	
27	v. Mattheway
28	Taken By: Wolff
29	Place: STATUN Date: 4-24-6/ Time: 2/30
	INVESTIGATING OFFICER(S) REVIEWED BY ASSIGNED TO / BADGE ATTENTION TO
DP 496	

State of Michigan Uniform Law Citation	on 1 N	<u>° 3249</u>		Victim Involved
US DOT #	و مرسی	-№14106	Dept. No.	784
The People of:the State of M	ichidan i	Use/Arrest No.	Detection	Device
Township City Villagor: TROY	ge County	BAC	/ 01	
THE UNDERSIGNED Month	Day Year	At approximately []	A.M. Date Month C	Pay Year
State Driver's License Nur	1018 Old		al Security No.	
Race Sex Height Weight	Hair Eyes Oc	cupation/Employer		
Name (First, Middle, Last) 	& HE	5415		-
Street 2346 M	CHAEL	PR.		
City STEPLEN H	ナマ	State	- 100 Zip Co	de D
Vehicle Plate No.	Year   State   Vehic	le Description (Year	Make, Colori	Туре
		***	·	
THE PERSON NAMED ABOVE,	in violation of Wor	cal Ordinance	ate Law 🗌 Administra	tive Rule
RITI	3 411)	<u> </u>		
WITHIN CITY VILLA	SE TOWNSHIE	~ ~ ~ ~ ~ ~	ROY	
COUNTY OF OAKLAND			DID THE FOLL	CHAUNG
MCL Cite/PAC	C Code/		ount collected on each charg	Charge
☐C/I ☐Warn ☐ Authorization		15 HING	ALCONO C	je) No.
Risd OFug 977	<b>"</b> "	MINOI		0
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☐C/I ☐Warn ☐Authorizatio	on pend			
□Misd □Fug □Fel □Waiv				3
TO THE COURT: Do not an Offense Code(s)	raign on a felony c	harge until an auth	orized complaînt is fii	ed.
1	2	3		
Key for Type C/I = Civit Infraction Waiv = Violation for Which Fines		nor Fel = Felony 1	Warn = Waming Fug = nd. = Authorization pen-	Fugitive
Remarks 810-2	68-83/	8		-> <del>-</del>
workers 2 wi	erls,			102
NOT FAMILIAN	All BAR	CROVKE		ō
CHECK IF APPROPRIATE Dam		Local Court Bond \$ _		တ
☐Vehicle Impounded ☐Injur	y 📙	License Posted In Lie	u of Bond	7
☐Traffic Crash ☐Deat Person in Active Military Service	h Tyes And D	Appearance Certificat	e	<u></u>
SEE DATE BELOW: SEE BACK	OF CITATION FOR	EXPLANATION AN	D INSTRUCTIONS	ပ္ျ
Appearance Date on or bef	Sale Control France and the profession for the con-	0-01		Name and
Hearing Date (if applicable)			Contact Court	
In the 52-4 DISTRICT	Court e	A LICE AND	ed (Court will Notify) COUNTY	٠
Court Address & Phone Number	F			
520 W. BIG BE	· · · · · · · · · · · · · · · · · · ·	-	N 48084	
PF	IONE: (248)	528-0400		o
I served a copy of the civil infraction				Case No
I declare under the penalties o of my information, knowledge,	and belief.	atements above are	true to the best	Ó
Complainant's Signature and rec	eipt if applicable	Month	Day Year	
Officer's Name (printed)	A66	Officer's II	No/A	
	POO ency Name	165	100	
MI- 6378400		OLICE DEPART	MENT	
UC-01a	Court Copy	<i>i</i> 1	1	
(rev. 11/95)	Court Copy	, ,	1	

PRESS – YOU ARE MAKING FIVE COPIES ORDER BY FORM NO. M76 (Revised 11/95) Doubleday Bros. & Co., Kalamazoo, MI (616) 381-1040, (800) 632-2259

# MIC' "GAN DEPARTMENT OF CONSUMER AND INDUSTRICES LIQUOR CONTROL COMMISSION 7150 HARRIS DRIVE P.O. BOX 30005 LANSING, MI 48909

#### NOTICE OF SCHEDULED HEARING (Authorized by M.A.C R436.1909) July 11, 2001

TO: TROY POLICE DEPARTMENT

500 W. BIG BEAVER TROY, MI 48084 RE: RITE AID OF MICHIGAN, INC

D/B/A RITE AID DISCOUNT

PHARMACY #4268 3986 JOHN R. TROY, MI 48083

Complaint No. 1-61056

A complaint has been filed against the above licensee alleging:

SALE TO MINOR,

MATTHEW ARNOLD (19): April 24, 2001

This matter is being scheduled for hearing at the following location, date, and time:

LIQUOR CONTROL COMMISSION 24155 DRAKE ROAD FARMINGTON, MI 48335-3168 MONDAY AUGUST 13, 2001 10:00 A.M.

The officer(s) listed below are requested to attend the hearing and bring whatever evidence they have in connection with the case: \*Please review charges and witnesses on the attached Complaint and contact this office immediately if you have any questions.

PO Robert Wolfe

Enclosed are subpoenas for the witnesses involved in this case. We request they be served by your agency. Please notify this office a minimum of three working days prior to the scheduled date of hearing if you are unable to serve the subpoenas.

MATTHEW ARNOLD
C/O TROY POLICE DEPARTMENT

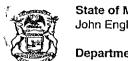
Any request for postponement must be in writing and must be received in this office no less than two working days prior to the date of the hearing as required by Rule 434.1931 of the Hearings and Appeal Practice Rules. If you have any questions, contact the Hearings and Appeals Section at (517) 322-1390. Our office hours are 8:00 a.m. to 5:00 p.m. Monday through Friday.

#### MICHIGAN LIQUOR CONTROL COMMISSION

Susan K. Conklin, Supervisor Hearings and Appeals Section

SKC:wis enclosure

cc: PO Robert Wolfe



State of Michigan John Engler, Governor

Department of Consumer & Industry Services
Kathleen M. Wilbur, Director

Liquor Control Commission 7150 Harris Drive P.O. Box 30005 Lansing, Michigan 48909-7505 (517) 322-1345

September 20, 2001

RITE AID OF MICHIGAN, INC. D/B/A RITE-AID DISCOUNT PHARMACY #4268 3986 JOHN R TROY, MI 48083 PECID 9/26/01 32 DISMISSED.

RE:

Complaint No. 1-61056

Dear Licensee:

Enclosed is a copy of the Administrative Law Judge's Order in the above matter. We are closing our files accordingly.

Should any questions arise regarding this matter, please contact Hearings and Appeals at (517) 322-1390. Our office hours are from 8:00 a.m. to 5:00 p.m.

Sincerely,

MICHIGAN LIQUOR CONTROL COMMISSION

Susan K. Conklin

Supervisor

SKC:jcc

C:

Troy Police Department Atty. John Doyle

Busan K. Conhlin

Home office

#### STATE OF MICHIGAN

# DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES LIQUOR CONTROL COMMISSION

IN RE: RITE AID OF MICHIGAN, INC.

D/B/A RITE-AID DISCOUNT PHARMACY #4268 PLACE: FARMINGTON

3986 JOHN R TROY, MI 48083 HEARING: AUGUST 13, 2001

PLACE: FARMINGTON COMPLAINT NO. 1-61056 BUSINESS I.D. #: 9794

SDD SDM SS

CHARGES - April 24, 2001

(1) Sell, furnish or give away alcoholic liquor to a person, Matthew T. Arnold, date of birth April 21, 1982, who had not then attained the age of twenty-one (21) years, contrary to Const 1963, art 4, § 40 and contrary to Section 801(2) and/or Section 701(1) of the Michigan Liquor Control Code, MCL 436.1801(2) and/or MCL 436.1701(1).

#### FINDINGS OF FACT

John Doyle, an officer of and attorney for the above named License Corporation, appeared before this Administrative Law Judge and entered a plea of denial to the charge stated in Case No. 1-61056 pursuant to Rule R 436.1909 of the Michigan Liquor Control Commission (MLCC).

Attorney Doyle, moved that the charge be dismissed for lack of sufficient evidence to substantiate said charge when the main witness, to wit: Matthew Arnold, failed to appear for the hearing. Assistant Attorney General Charles Donahue, who represented all law enforcement agencies in this matter, did not oppose said motion, explaining to the Administrative Law Judge that in his opinion it would not be possible to secure the presence of said witness, at this hearing or any future scheduled hearing on this matter.

#### **CONCLUSIONS OF LAW**

Based upon the aforementioned Findings of Fact, the Administrative Law Judge concludes that the Licensed Corporation in Case No. 1-61056, did violate Section 801(2), of the Michigan Liquor Control Code, MCL 436.1801(2), as cited in the charge of the Complaint in this matter.

#### ORDER

The Administrative Law Judge Orders the charge stated in the above Complaint <a href="DISMISSED">DISMISSED</a> without prejudice.

MICHIGAN LIQUOR CONTROL COMMISSION

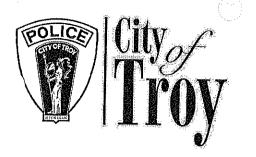
Dennis Flessland, Administrative Law Judge

Dated: September 10, 2001

Charles Donahue Assistant Attorney General 24155 Drake Road Farmington, MI 48335-3168

John J. Doyle Attorney at Law 2400 Science Parkway, Suite #1-B Okemos, Mi 48864

DF: 1-61056



Charles T Craft, Chief of Police 500 West Big Beaver Road Troy, Michigan 48084 (248) 524-3443

## **MEMORANDUM**

## SUPPORT SERVICES DIVISION

DATE: January 29, 2002

TO: Jackie, Law Dept

FROM: Sgt. George Zielinski

SUBJECT: Summons' Dispositions

Hi Jackie-

Can I get the Summons' Dispositions (if adjudicated) for the following Liquor violations? Thanks.

#### As requested!

Summons Number	Date	Defendant	Disposition
624951	04/24/01	Hejais, Hannah 📏	Pled Guilty \$75 fine
618111	04/24/01	Badgero, Pamela	Pled Guilty \$50 fine
618111 618112 632133 618101	05/03/01	Radzio, Andrzen	Pled Guilty \$250 fine
632133	08/17/01		PUA 6 mo. Set for 6-10-02
618101	05/03/01		Pled Guilty \$75 fine
618107	08/17/01		Pled Guilty \$150 fine
618102	08/17/01	Ducato, Joseph	Pled Guilty \$250 fine
632140	09/25/01	Chidyausiku, Rason	PUA 12 mo Set for 12-7-02
632142	09/25/01	Mikha, Luay	Pled Guilty \$50 fine
618108	09/25/01	Kaur, Rajandeep	Bench Trial 2-12-02 / Bolle
632144	10/05/01	Lawson, Chad	Pled Guilty \$250 fine

**Jackie** 

MICHIGAN



Troy, Michigan 48084 Fax: (248) 524-0851 www.ci.troy.mi.us

Area code (248)

Assessing 524-3311

Bldg. Inspections 524-3344

Bldg. Maintenance 524-3368

City Clerk 524-3316

City Manager 524-3330

Community Affairs 524-1147

Engineering

524-3383 Finance

524-3411 Fire-Administration 524-3419

Human Resources

524-3339

Information Services 619-7279

Law 524-3320

Library **524-3545** 

Parks & Recreation 524-3484

Planning 524-3364

Police-Administration 524-3443

Public Works 524-3370

Purchasing 524-3338

Real Estate & Development .-24-3498

Treasurer 524-3334

General Information 524-3300

February 15, 2002

Rite Aid Discount Pharmacy #4268 Rite Aid of Michigan, Inc. 3986 John R Troy, Michigan 48083

Re: Liquor License:

Rite Aid Discount Pharmacy #4268

3986 John R

Troy, Michigan 48083

Pursuant to Chapter 92, Section 9.84 of the Code of the City of Troy, a Public Hearing will be held by and before the Council of the City of Troy at City Hall, 500 W Big Beaver, Troy, Michigan on Wednesday, February 27, 2002 at 7:30 PM, or as soon thereafter as the agenda will permit, to determine whether the City Council should recommend to the Michigan Liquor Control Commission, the revocation of licenses allowed for the sale and/or consumption of alcoholic beverage, for the following reasons:

License Type: SDD 11763-2000 & SDM 4339-2000

a. Dolmes

Violation Name: Sale to Minor Violation Date(s): April 24, 2001

You will be given an opportunity to be heard and present evidence at the public hearing and legal counsel may represent you. If you have questions regarding the procedure or the facts and circumstances surrounding your violation(s), you may contact the City Attorney's office at 248-524-3320.

Sincerely.

Barbara A. Holmes Deputy City Clerk



Troy, Michigan 48084 Fax: (248) 524-0851 www.ci.troy.mi.us

Area code (248)

Assessing 524-3311

Bldg. Inspections 524-3344

Bldg. Maintenance **524-3368** 

City Clerk 524-3316

City Manager 524-3330

Community Affairs 524-1147

Engineering

524-3383 Finance

524-3411 Fire-Administration

524-3419

Human Resources 524-3339

Information Services 619-7279

Law 524-3320

Library 524-3545

Parks & Recreation 524-3484

Planning **524-3364** 

Police-Administration 524-3443

Public Works

524-3370 Purchasing

524-3338 Real Estate & Development

Treasurer 524-3334

524-3498

General Information 524-3300

February 15, 2002

John J. Doyle Attorney at Law 2400 Science Parkway-Suite #1-B Okemos, Michigan 48864

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3986 John R

Troy, Michigan 48864

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a. Holme

Sincerely,

Barbara A. Holmes Deputy City Clerk 7-Eleven
7-Eleven Division
5020 John R
Troy MI 48098
SDM 13474-2000
Sale to Minor

# LCC Liquor Licensee History

Business name:

7-Eleven

Address:

5020 John R.

Licensee:

Southland Corporation & A.R.M., Inc.

License type:

SDM (13474-2000)

Permits:

none

Comments:

Date	Troy Incident #	Type Disposition	Date	
8/14/82	82-19585	Sale to minor Compliance Insp	Fined \$200	11/8/83
5/27/88	88-15777	Sale to minor Compliance Insp	Fined \$300	10-25-88
12/10/88	88-39042	Sale to minor Compliance Insp	Fined \$500	12/26/89
0/26/89	89-33816	Sale to minor Compliance Insp	Fined \$500	5/17/90
7/30/90		License suspended 14 days effective (3rd violation in 24 months)	7/23/90	
2/22/91	91-5010	Sale to minor	Fined \$200	9/4/91
5/23/91	91-14242	Sale to minor Compliance Insp	Fined \$1000	11/18/91
10/14/91		David & Betty Stichler added as Co-Licensees		
9/29/95	95-35602	Sale to minor (Compliance Insp)	Fined \$300.	1/16/96
3/18/96	95-35602	Council hearing	Retrn all over r Retrn yearly.	1yr,
2/4/98		Betty & David Stichler dropped as co-licensees		
6/15/98		Anthony Maciejewski Added as co-licensee		
08/21/98	MLCC	Sale to Minor (Compliance Insp.)	Pending	

10/28/98	98-43640	Sale to Minor (Compliance Insp.)	\$700 fine
03/22/98		City Council resolves TIPS/TAM training for annual re-certification to police dept.	or all emps with
06/01/99	99-20337	Liquor Inspection (Road Patrol)	NO VIOLATIONS
07/13/99	99-26567	Liquor Inspection (Road Patrol)	NO VIOLATIONS
06/22/99	99-23592	Compliance Test	PASSED
08/11/99		Reminder letter sent for proof, deadline 09	9/01/99
09/01/99		Proof received TIPS trained on 06/01/99	
10/27/99	NONE	Compliance Test	PASSED
11/17/99	99-44050	Liquor Inspection (Road Patrol)	NO VIOLATIONS
02/04/00		A.R.M. added as co-licensee, Anthony R. dropped as co-licensee	Maciejewski
03/10/00	00-08360	Sale to Minors (FOP – DPU)	\$3000 fine, 7 day suspension Drop ARM Inc as co-licensee 09/19/00
07/25/00	none	Compliance Test	PASSED
11/01/00	MLCC	MLCC approves ARM Inc. dropped as co-li	icensee w/o investigation
11/15/00	00-42360	Compliance Test	PASSED
*******	***************	**************************************	
02/19/01 <b>02/21/01</b>	MLCC	SDM suspended for 10 days effective 03 separate violations in a 24 month period	3/12/01 for having "3 or more
		September 2000	
02/28/01		Council Show Cause orders TIPS/TAM tr with proof to PD within 60 days proof rec'd	
04/13/01	MLCC	MLCC denies adding Mizan Rahman due	to prior Domestic conviction in FL
04/27/01		Proof received TIPS	
05/21/01		Reminder letter sent for proof of TIPS	
06/20/01		MLCC rescinds RAHMAN denial and appro	oves him as co-licensee
08/14/01	01-29128	Compliance Test	PASSED
09/25/01	01-34452	Sale to Minor (Compliance Test)	pending

10/31/01	01-39274	Liquor Inspection (Road Patrol)	NO VIOLATIONS
01/03/02	02-00238	Liquor Inspection (Road Patrol)	NO VIOLATIONS

#### 7-ELEVEN 5020 JOHN R RD

#### **2001 INCIDENT HISTORY**

Complaint Number	Report Date	Description
01-26000 01-26245 01-30509 01-34457 01-39194 01-40692	07/22/01 07/24/01 08/25/01 09/25/01 10/30/01 11/11/01	Malicious Destruction of Property Retail Fraud III Retail Fraud III LCC Violation Suspicious Circumstances Retail Fraud III
01 40002	11/11/01	Notali i faud III

.500 V	/ POLICE DEPARTMENT V. Big Beaver – Troy, MI 48084-5285 MI6378400	N. J.	INCIDENT REPORT	Sec. 1	SUPP [
0	109,250/TUE	SHIFT PLATOON BADGE1 0,9 99 10 6	BAOGE 2 LICH STATUS E10 [] DEATH OF OFFEN E11 [] PROSECUTION DE	E12 CI EXTRADICTION DECLINED  DER E19 CI REFUSED TO COOPERATE  CLINED E14 CI JUVENILE, NO CUSTODY	
	RECEIVED DISPATCHED ARRIV	1,9500	19,250/1	TIMES(S) OCCUP	01,11/9/TUE
	50,20 JOHA	IR RD.		OCATION 2 (INTERSECTING STREET	)
04	1 1007	148098	BUSINESS NAME		BUSINESS PHONE
0	LUNVE MIENCE			PERSON   911   FOP	□ PERSON □ MOT / C
06	NATURE OF OFFENSE IN  LCC VIOLAT	TION	CRIME CLASS ALCOHOY 80	AS WEAPON PREM	ACTIVITY TYPES (Meximum 3 Per Offense)  8 BUYING / RECEIVING
07	NATURE OF OFFENSE #2	ATT C	CRIME CLASS ALCOHOL BI	AS WEAPON SPREM	ACTIVITY D DISTRIBUTING / MANUFACTURING / PUBLISHING D DISTRIBUTING / SELLING E EXPLOITING CHILDREN
08	NATURE OF OFFENSE #3	ATT	CRIME CLASS ALCOHOL BL	AS WEAPON PREM	1 0 OPERATING / PROMOTING / ASSISTING ACTIVITY P POSSESSING / CONCEALING T TRANSPORTING / TRANSMITTING / IMPORTING
09	NATURE OF OFFENSE #4	ATT C	DRUGS []	AS WEAPON #PREM /	U USING / CONSUMING  COTIVITY OFFENSE COMMENTS
CODES	(1) REPT'D BY (2) OWNER (3) VICT (4) PERS	INTERV (5) ARREST (6) SUSPECT	(7) MISSING (8) WITH (9) SECUR'D B	Y (O) JUV ARREST (D) DRIVER	(P) PASSENGER (S) SUMMONED (R) RESPONSIBLE
<b>∭</b> 10		T.MIDDLE, SUFFIX) RAD, TERRI			RAC SEX DOB AGE
11	ADDRESS (DIRECTION, STREET, SI	OUFFIX, QUALIFIER)		TOOY	STATE ZIP
<u>_</u> 12	HOME ONOME TO THE PROPERTY OF	NE STATE DRIVER'S L	ICENSE#	PERSON COMMENTS	
13	VICTIM	F   FINANCIAL S   SOCIET G   GOVERNMENT O   OTHER R   RELIGIOUS P   POLICE	N D NONE M D	MINOR INJURY 1   POSS. INT	
14	RELATIONSHIP OF VICTIM TO OFFENDER WITHIN F. 01 SPOUSE 05 CHILD		MILY, BUT KNOWN	MAJORINJURY L SEVEREL  28 EMPLOYEE	ACERATION U UNCONSCIOUSNESS    NOT KNOWN   REL/OFF #   FELONIOUS   ASSAULT
     	1	10 STEPCHILD 21 FRIEND 11 STEPSIBLING 22 NEIGHBO		29 EMPLOYER 30 OTHERWISE KNOWN	99 UNKNOWN / CIRCUMSTANCES
16	CODE OFF NAME (LAST, FIRST	. 10		31 VICTIM WAS OFFENDER	RAC SEX DOB AGE
 A 17	ADDRESS (DRECTION, STREET, SU	JR, RAJAN JFIX, QUALIFIER) THAN CIRCLE	·····	πγ	WE 0.2.28.8.2 1.9
	HOMEDHOME	BUSINESS PHONE	HEIGHT WEIGHT	UTICA  EYES HAIR COLOR / LENG	MI 483/17 3TH/STYLE BUILD SKINTONE
	CYATE DOMESTICAL CONTRACTOR	SOC. SEC.	' Si0*		1   FBI#
M 19	PERSON COMMENTS / CLOTHING	1,0,1,5,3		SUMMONS / CITATION NUM	SERVS)
<b>20</b>	CASHIER ARREST / SUMMONS DESCRIPTION	ARREST CHARGE 1 ARREST DA	TE PLATOON BADGE 1	61810	PARTMENT ARREST NUMBER
§ 21	FURNISH ALCOHOL TO A MILL ARREST / SUMMONS DESCRIPTION		2,5,0,1 9,9 0,0,	6 1,05MS	
<b>∑ 22</b>	ARREST ☐ ON VIEW (No Warrant) MULTIPLE		1 1 1 1	BADGE 2 FM DIS AFI	NUMBER
23	TYPE SUMMONS (No Custody) ARREST CUSTODY (Warrant) INDICATOR	COUNTY INDICATOR IN	UPON ARREST 01 ☐ UNARMED ARMED WITH 11 ☐ FIREARM (ENTER "A" IF AUTO) 12 ☐ HANDGUN	14 ☐ SHOTGUN ( 15 ☐ OTHER FIREARM 30 ☐ (	ETHAL CUT INSTRUMENT ARREST ORIGIN DISP e.g. Switchblade Knife, etc.) FOP PER CLUB / BRASS KNUCKLES MOT TEL
- 1	1	P	(F) FOUND (C) CONFISCATED (I) IM HOPERTY TYPE QUANTITY YEAR	POUNDED (V) SUSPECT VEHICL MAKE	E (B) BURNED (Y) FORGED / COUNTERFEITED
24	STYLE COLOR(S) TOP/BOTTOM MONTH		SERIAL / VIN NUMBER / CON	MIKE'S	HARD CEMONADE
25	STOLEN DAMAGED	RECOVERED PAG	PPERTYTAG# LOCATION PROPE		
26	\$ S RECBADGE   RECBADGE 2   LEO   RECOVERY DATE	s ,	114787 DEPOSITO	RY	
- 1	COMMENTS - INSURANCE COMPANY / LIEN HOLDER		A COURT UME	PERSON / DEPARTMENT NOTIFI	EU
28				SE	IZED TYPE AMOUNT MEAS
29	NVESTIGATING OFFICER(S):  DUI BRAGG	RECEIPT WOLFE	REVIEW	ED BY: ATTENTION TO:	

#### TROY POLICE DEPT. ARRATIVE REPORT 500 W. Big Beaver, Troy, MI 48084 SUPP CORR ORI #MI6378400 DELETE SHIFT PLAT BADGE 1 BADGE 2 INCIDENT STATUS PRIM CLASS YEAR INCIDENT # 01 CLR ARREST UNF 9/25/01 Tue 99 105 \_\_ CLR EXCEPT INACT 09 01 \*\*34452

Directed Patrol Unit working Liquor Compliance Checks with Student Enforcement Aide Terry Zbyrad (18).

191

3)

Aide Zbryad entered the 7-11 at 5020 John R. Aide Zbryad selected a six-pack of Mike's Hard Lemonade and placed it on the counter for purchase. Clerk Rajandeep Kaur asked Aide Zbryad for her identification. Aide Zbryad stated she did not have her I.D. with her but her birth date was 2-21-83. After a brief hesitation, clerk Kaur completed the transaction.

In speaking with clerk Kaur, she stated she did ask for identification but could not explain why she did not require Aide Zbryad to show identification. Clerk Kaur was issued citation for Furnishing Alcohol to Minor. LCC form completed. The six-pack of Mike's Hard Lemonade and the receipt was confiscated, tagged and placed into property.

TT 500			VE REPOR STATEMEN		□ CORR □ DELETE	PAGE OF /
01	01 S9250 1 TUB 67 89 655	BADGE	2 6 INC	IDENT STATUS ELR ARREST C ELR EXCEPT C	PRIM CLASS YE	
(	Statement of: Terri Zbyrad		2-2/-83	H	lome Phone:	
03	03 Address: 500 Big Begwer 1	Rcl.	Market State Control of the Control	В	usiness Phone:	DL1-3477
04				S	tate: MI zip:	48084
05		/				
06	TETT CHICA,	ente	red	7 EW	en on 5	020
07	John R. Rd September	<u>ir 25</u>	5th, 200	<u> 1 ct</u>	about	7:30pm
80	1 - have and of			ihes !	Hard Lem	ionade .
09	JOHN WATER TO CHE	COM	Here T	he k	ady ash	ed for
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¹	4) with dark hair pulled	X VOCA	(h)	D ()	poryto	11. Then
16	6 EXITED THE STORE.					
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25	5					
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27l -		X	Tori)	Defrac	l	
	(SIGNATURE)	(SIØN	NATURE)	1		
11/	Place: 5741011	En av Tago	MED TO (BAGE	Date:	9-25-01 Time:	2037
11-95 LEMIS OP 495	DPU	CD GT   ASSIG	NED TO / BADGE		ATTENTION TO	

## Mich an Department of Consumer & Ir stry Services



#### LIQUOR CONTROL COMMISSION (LCC)

7150 Harris Drive P.O. Box 30005 Lansing, Michigan 48909-7505 Phone (517) 322-1390 ~ FAX (517) 322-6347

## **VIOLATION REPORT**

(Authorized by P.A.58 of 1998)

	* Officers Please Obtain This Information From The License *
License No SDM	13474-2001 Business ID 6346 File #
	(THIS INFORMATION NOT AVAILABLE ON LICENSE UNTIL 5/1/99)
<u> </u>	MIZAN M. RAHMAN
. Name of Licensee	7-11 INCORPORATED 2. Doing Business As 7-11
. Mailing Address (str	eet, city, zip code) 5020 JOHN R RD. TROY MI. 48098
. Township	5. County OAKLAND
. Type of License(s) &	Permit(s) $\leq DM$
'. Date of Violation:	TUESDAY SEPTEMBER ZS ZOOI 7:30. AM OF PM  (DAY) (DATE) (HOUR)
. Violation Type:	Intoxicated Person After hours sales/consumption Gambling Fighting (must be inside licensed premises) Controlled Substances Failure to Cooperate Prohibited Conduct OTHER:
f MINOR: Birth date	2/21/83 Was this a DECOY? Yes No If no, you MUST answer below:
F above minor violatio	n was not a decoy describe Enforcement Action Taken:
	COPY OF APPEARANCE TICKET MUST BE ATTACHED
. Submit Repor	Below or Indicate Attached Report # 0/-3/4/52
*	
fficer Signature	Russell Rogg Name and Title (print) OFC. RUSSELL BRACE
_	Name and Title (print) OFC. RUSSELL BRACG  Name and Title (print) OFC. ROBERT WOLFE
Officer Signature Officer Signature	

#### WITNESSES

1. Name RAJANDERP KAUR	_ Address _	1970	JONATH	fan Circle	Apt. 38B5
Will testify to: SALE TOMINOR		A - 11 - 100 (A1)		~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~	//************************************
2. Name TERRI ZbyRAD  Will testify to: S.E.A SALE 70					
Will testify to.					
3. Name P.O. ROBERT WELFE Will testify to: SALE TO MINOR	_ Address _	500	w. Bib		
4. Name P.O. RUSS BRAGG Will testify to: SALE TO MINOR	7.00				
5. Name	_Address	**************************************	***************************************		
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State of W Uniform Lav	~	1	4 70 mm	61810	, ,	Vict Involv
US DOT#		<u> </u>	Incid	34452	Dept. N	
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Name (First, Middle	e, Last)			***************************************		
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Charles T Craft, Chief of Police 500 West Big Beaver Road

Troy, Michigan 48084 248) 524-3443

# **MEMORANDUM**

# SUPPORT SERVICES DIVISION

DATE: January 29, 2002

TO: Jackie, Law Dept

FROM: Sgt. George Zielinski

SUBJECT: Summons' Dispositions

Hi Jackie-

Can I get the Summons' Dispositions (if adjudicated) for the following Liquor violations? Thanks.

#### As requested!

Summons Number	Date	Defendant	Disposition
624951	04/24/01	Hejais, Hannah	Pled Guilty \$75 fine
618111	04/24/01	Badgero, Pamela	Pled Guilty \$50 fine
618111 618112 632133 618101	05/03/01	Radzio, Andrzen	Pled Guilty \$250 fine
632133	08/17/01	Cocuzza, Angela	PUA 6 mo. Set for 6-10-02
618101	05/03/01		Pled Guilty \$75 fine
618107	08/17/01	Choi, Mi	Pled Guilty \$150 fine
618102	08/17/01		Pled Guilty \$250 fine
632140	09/25/01	Chidyausiku, Rason	PUA 12 mo Set for 12-7-02
632142	09/25/01	Mikha, Luay	
618108	09/25/01	Kaur, Rajandeep	Pled Guilty \$50 fine
632144	10/05/01		Bench Trial 2-12-02 / Bolle
	10/03/01	Lawson, Chad	Pled Guilty \$250 fine

Jackie

MICHICAN



Troy, Michigan 48084 Fax: (248) 524-0851 www.ci.troy.mi.us

Area code (248)

Assessing 524-3311

Bldg. Inspections 524-3344

Bldg, Maintenance 524-3368

City Clerk 524-3316

City Manager 524-3330

Community Affairs 524-1147

Engineering 524-3383

524-3383 Finance 524-3411

Fire-Administration 524-3419

Human Resources

524-3339

Information Services 619-7279

Law 524-3320

Library **524-3545** 

Parks & Recreation 524-3484

Planning 524-3364

Police-Administration 524-3443

Public Works 524-3370

Purchasing 524-3338

Teal Estate & Development 24-3498

Treasurer 524-3334

General Information 524-3300

February 15, 2002

7-Eleven 7-Eleven Division 5020 John R Troy, Michigan 48098

Re: Liquor License:

7-Eleven 5020 John R

Troy, Michigan 48098

Pursuant to Chapter 92, Section 9.84 of the Code of the City of Troy, a Public Hearing will be held by and before the Council of the City of Troy at City Hall, 500 W Big Beaver, Troy, Michigan on Wednesday, February 27, 2002 at 7:30 PM, or as soon thereafter as the agenda will permit, to determine whether the City Council should recommend to the Michigan Liquor Control Commission, the revocation of licenses allowed for the sale and/or consumption of alcoholic beverage, for the following reasons:

**License Type:** SDM 13474-2000 **Violation Name:** Sale to Minor

Violation Date(s): September 25, 2001

You will be given an opportunity to be heard and present evidence at the public hearing and legal counsel may represent you. If you have questions regarding the procedure or the facts and circumstances surrounding your violation(s), you may contact the City Attorney's office at 248-524-3320.

Sincerely,

Barbara A. Holmes Deputy City Clerk



500 West Big Beaver Troy, Michigan 48084 Fax: (248) 524-0851 www.ci.troy.mi.us

Area code (248)

Assessing 524-3311

Bldg. Inspections 524-3344

Bldg. Maintenance 524-3368

City Clerk 524-3316

City Manager 524-3330

Community Affairs

524-1147 Engineering

524-3383 Finance

524-3411 Fire-Administration

524-3419

Human Resources 524-3339

Information Services 619-7279

Law 524-3320

Library 524-3545

Parks & Recreation 524-3484

Planning **524-3364** 

Police-Administration 524-3443

Public Works 524-3370

Purchasing 524-3338

Peal Estate & Development **24-3498** 

Treasurer 524-3334

General Information 524-3300

February 15, 2002

Southland Corporation 7-Eleven Division 19500 Victor Parkway Livonia, Michigan 48152-1083

Re: Liquor License:

7-Eleven

5020 John R

Troy, Michigan 48152-1083

Pursuant to Chapter 92, Section 9.84 of the Code of the City of Troy, a Public Hearing will be held by and before the Council of the City of Troy at City Hall, 500 W Big Beaver, Troy, Michigan on Wednesday, February 27, 2002 at 7:30 PM, or as soon thereafter as the agenda will permit, to determine whether the City Council should recommend to the Michigan Liquor Control Commission, the revocation of licenses allowed for the sale and/or consumption of alcoholic beverage, for the following reasons:

License Type: SDM 13474-2000 Violation Name: Sale to Minor

Violation Date(s): September 25, 2001

You will be given an opportunity to be heard and present evidence at the public hearing and legal counsel may represent you. If you have questions regarding the procedure or the facts and circumstances surrounding your violation(s), you may contact the City Attorney's office at 248-524-3320.

Buliara a. Holmes

Barbara A. Holmes Deputy City Clerk Rite Aid Discount Pharmacy #4305
Rite Aid of Michigan, Inc.
2971 W Maple
Troy MI 48084
SDD 10077-2001 & SDM 4978-2001
Sale to Minor

# LCC Liquor Licensee History

Business name:

Rite Aid #4305

Address:

2971 W. Maple (248)

Licensee:

Rite Aid of Michigan

License type:

SDD (10077-2000) SDM (4978-2000)

Permits:

Sunday Sales

Comments:

John Doyle, Atty,

Date	Troy Incident #	Туре	Disposition	Date
1966		Licensed		
08/22/81	81-20315	Sale to minor	Fined \$150.	09/21/81
08/22/81	81-20316	Sale to minor	Fined \$150.	09/24/81
03/03/89	89-6169	Sale to minor Controlled Buy	Fined \$300.	01/05/90
10/26/89	89-33819	Sale to minor (Compliance test)	Fined \$600.	08/09/90
08/02/91	91-22546	Sale to minor	Fined \$1000. 2 Day Suspension	01/07/93 1/29-2/1/93
10/04/91	91-29567	Sale to minor	Fined \$1000.	06/08/92
02/06/92	92-3393	Sale to minor Compliance Test	Fined \$1000. 3daysuspension appealed 1 day suspension	01/07/93 04/14/93 05/21/93
04/13/92		Council resolution to revoke license		
06/25/92	92-18046	Sale to minor	Fined \$300.	01/28/93
9/28/98		Council approves move from 2830 to 2971 V	W. Maple	
03/05/99	99-08531	Compliance Test	PASSED	
06/23/99	99-23661	Compliance Test	PASSED	
10/27/99	99-41272	Sale to Minor (Compliance Test)	\$400	03/13/00

12/01/99	99-45848	Liquor Inspection (Road Patrol)	NO VIOLATIONS
07/25/00	none	Compliance Test	PASSED
11/15/00	00-42342	Compliance Test	PASSED
01/20/01	01-02362	Liquor Inspection (Road Patrol)	NO VIOLATIONS
03/20/01	01-09612	Liquor Inspection (Road Patrol)	NO VIOLATIONS
06/16/01	01-21245	Liquor Inspection (Road Patrol)	NO VIOLATIONS
08/14/01	01-29120	Compliance Test	PASSED
09/11/01	01-32697	Liquor Inspection (Road Patrol)	NO VIOLATIONS
09/25/01	01-34449	Sale to Minor (Compliance Test)	pending
10/20/01	01-37851	Liquor Inspection (Road Patrol)	NO VIOLATIONS
01/04/02	02-00360	Liquor Inspection (Road Patrol)	NO VIOLATIONS

# RITE AID PHARMACY 2971 W MAPLE RD

### **2001 INCIDENT HISTORY**

Complaint Number	Report Date	Description
01-06261	02/21/01	Credit Card/Financial Transaction
01-34449	09/25/01	Device Use LCC Violation

TRO 500 V	IOY POLICE DEPARTMENT OW. Big Beaver - Troy, MI 48084-5285	CIDENT REPORT	SUPP Q
ORI #	II # MI6378400  DATE DAY SHIFT PLATOON BADGE 1 BA	OGE2 UCRSTATUS E	PAGE OF 12 DISTRADICTION DECLINED YEAR INCIDENT NUMBER
	01 0 9 2 50 TUE 05 55 070 C		13   REFUSED TO COOPERATE   0   1   3   4   4   5
:	// i	9, 45, 911	TIMES(s) OCCURED ASSIGNED HOUR / DAY
0	03 2571 & W MAPLE	LOCATION	2(INTERSECTING STREET)
0-	04 TRAI STATE ZIP CODE	BUSINESS NIGHT	BUSINESS PHONE
0	05 DEVA STARLISHMENT DESCRIPTION	ESTAB CODE ORIGIN  PHONE PER  DESOP OTH	
06	NATURE OF OFFENSE #1  ATT   AT		NEAPON & PREM ACTIVITY ACTIVITY TYPES (Meximum 3 Per Offense)
07	NATURE OF OFFENSE #2 ATT []	CRIME CLASS ALCOHOL BIAS V	# B BUYING / RECEIVING UCLTIVATING / MANUFACTURING / PUBLISHING D DISTRIBUTING / SELLING E EXPLOITING CHILDREN
08	NATURE OF OFFENSE #3 ATT  ATT	CRIME CLASS ALCOHOL BIAS V	1 1 0 OPERATING / PROMOTING / ASSISTING VEAPON # PREM ACTIVITY P POSSESSING / CONCEALING T TRANSPORTING / TRANSMITTING / IMPORTING
09	NATURE OF OFFENSE #4 ATT	CRIME CLASS ALCOHOL BIAS W	U USING / CONSUMING  /EAPON #PREM ACTIVITY OFFENSE COMMENTS
CODES		MISSING (8) WITH (9) SECUR'D BY (0) JU	IV ARREST (D) DRIVER (P) PASSENGER (S) SUMMONED (R) RESPONSIBLE
₩ 10	NAME (LAST, FIRST, MIDDLE, SUFFIX)	ANThony	PACSENDER (S) SUMMONED (R) RESPONSIBLE
11	CORRECTION, STREET, SUFFIX, QUALIFIER)	СПҮ	STATE ZIP
<del>-</del> 12	HOME PHONE BUSINESS PHONE STATE DRIVER'S LICEP	NSE #	PERSON COMMENTS / OTHER I.D.
13	VICTIM	N □ NONE M □ MINORIN	JURY I □ POSS.INT.INJURIES T □ LOSS OF TEETH F □ FATAL
]	TO OFFENSE □ 2 □ 4 8 □ BUSINESS R □ RELIGIOUS P □ POLICE OFFI  RELATIONSHIP OF VICTIM TO OFFENDER WITHIN FAMILY  01 SPOUSE 05 CHILD 09 STEPPARENT 20 ACQUAINTAN	Y, BUT KNOWN	AURY L SEVERE LACERATION U U UNCONSCIOUSNESS    NOTKNOWN   REL / OFF / FELONIOUS
 []] 15	22 CL SPOUSE 08 GRANDPARENT 10 STEPCHILD 21 FRIEND  103 PARENT 07 GRANDCHILD 11 STEPSIBLING 22 NEIGHBOR	25 CHILD OF "BG" ABOVE 29 EN 26 HOMOSEXUAL REL. 30 OT	APLOYEE 98 STRANGER , ASSAULT APLOYER 99 UNKNOWN , CIRCUMSTANCES THERWISE KNOWN REL / OFF # ,
16	CODE OFF NAME (LAST, FIRST, MIDDLE, SUFFIX)		CTIM WAS OFFENDER //
A 17	ADDRESS (DRECTION, STREET, SUPEX, QUALIFIER)	RASON ANES	SU BM05,26,807
<u> </u>	HOME PHONE BUSINESS PHONE	HEIGHT WEIGHT EYES	HAIR COLOR / LENGTH / STYLE BUILD SKIN TONE
<u></u>	STATE DRIVER'S LICENSE # SOC. SEC. #		I FBI #
<u> 19</u>	PERSON COMMENTS / CLOTHING		JAMONS / CITATION NUMBER(S)
20	ARREST / SUMMONS DESCRIPTION ARREST CHARGE 1 ARREST DATE		632140
8 21	frenish Algoral TO minus	PLATOON BADGE 1 BAD	GE 2 FM DIS DEPARTMENT ARREST NUMBER
22	2	PLATOON BADGET BAD	GE2 FM DIS AFIS NUMBER
23	TYPE OF SUMMONS (No Custody) ARREST COUNTY INDICATOR ON ARI		HOTGUN (e.g. Switchblade Knife, etc.)
	(H) HOLD (S) STOLEN (E) EVIDENCE (L) LOST (A) ATTACKED (R) RECOVERED (F)  CODES DESCRIPTION PROPI	FOUND (C) CONFISCATED (I) IMPOUNDED	O (V) SUSPECT VEHICLE (B) BURNED (Y) FORGED / COUNTERFEITED
24	STYLE COLOR(S) TOP/BOTTOM MONTH YEAR STATE LICENSE	SERIAL / VIN NUMBER / CONDITION / O	D 66hT DJ 02
25	STOLEN STOLEN		IHERI,D.
26	\$ \$   FERRODE   DECREOSED   ITEM	4792 P.R.	LEIN / NOIC REF ₽
2.	NOTIFIED NOTIFIED	TE NOTIFYTIME PERSO	DN / DEPARTMENT NOTIFIED
28	TO THE DISTRIBUTION OF	LAMERATO	SEIZED TYPE AMOUNT MEAS DRUGS
29	INVESTIGATING OFFICER(S):	REVIEWED BY:	ATTENTION TO:
ī	42	WLA 224	- Inc

SUPP	٢
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	POLICE DEPARTM!  Big Beaver - Troy, MI MI6378400	*	V.,			PER	SON	I REP	ORT	•	N.,./							PAC	SUPP SUPP
01	0, 9, 2, 5, C	DAY TUE	SHIFT PLATO	-	76	BADGE 2	٤,2		ATH OF OFFE		E12 (1) EX E13 (1) RE F14 (1) JU	PUSED TO	COOPE	RATE	EAR 7./1	34	INCIDENT	NUMBER	
C	(1) REPT'D BY (2) OWN	(ER (3) VICT (4) P	ERS INTERV (5) A	RREST (	(6) SUSPECT	(7) MISS	NG (8)	<u> </u>							(P) PASS		• • /	(ED (R)	RESPONSIB
<b>∭</b> 02	4	B	FIRST, MIDDLE, SUFI LLZE	7	RAC	4									AAC	SEX DO	98		AGE
03	2971	(DIRECTION, STREET	T, SUFFIX, QUALIFII	ER)		•				aty	TRO	1					STATE	ZIP	11
<b>6</b> 04	HOME PHONE	BUSINESS	PHONE	STATE	DRIVER'S	LICENSE #					F				16/	•	F R.J	Z= Z	1.5
05	CONNECTED	3 VICTIM TYPE 1 □ INDIVIDUAL 34 B □ BUSINESS	F □ FINANCI. G □ GOVERN R □ RELIGIO	MENT	S C SOCIE	1	N	MINJURY NONE BROKEN BO			OR INJURY	10	] POS	SS, INT. I	JURIES	τO	LOSS OF TEE	тн	F [] FATA
06	RELATIONSHIP OF VICTION OF SPOUSE 0	M TO OFFENDER WITH IS CHILD				AMILY, BUT	KNOWI				28 EMPLOY		J SEA	I	ERATION NOT KNOT 88 STRAN	WN	REL / OFF	• FEI	LONIOUS
07		IS GRANDPARENT 17 GRANDCHILD 18 IN-LAW	10 STEPCHILD 11 STEPSIBLIN 12 OTHER FAM	IG	21 FRIEND 22 NEIGHE	POR	26	CHILD OF "	JAL REL.	\$	29 EMPLOY 30 OTHERW	ISE KN		Ī	REL/C			CIR	ROUMSTANCE
<b>₩</b> 08	CODE VIC		IRST, MIDDLE, SUFF		23 BABYSI	TEE (Daby)	2/	EX-SPOUSE			31 VICTIM V	AS OFF	ENDE	A .	RAC	SEX DO	B		AGE
09	ADDRESS 1	(DIRECTION, STREE	T, SUFFIX, QUALIFIE	R)		· · · · · · · · · · · · · · · · · · ·				CITY	···· • • • • • • • • • • • • • • • • •					·	STATE 2	I I	
<u>.</u>	1 1 1 1 HOME PHONE	BUSINESS P	HONE	STATE	DAIVER'S	LICENSE #	····				P	RSON	COMM	ENTS / C	THERLO	······································	<u> </u>	1	
 ਜਟ	VICTIM 1 1		F 🗆 FINANCIA		S G SOCIET			LLI		<u> </u>									····
11	TO OFFENSE 2		R 🗆 RELIGIOU		O D OTHER P D POLICE OUTSIDE FA	OFFICER		AOKEN BO			YAULAI RC YAULAI RC				JURIES ERATION OT KNOW	υD	LOSS OF TEE UNCONSCIOL REL / OFF	SNESS	F □ FATA
12	02 C-L SPOUSE OF	5 CHILD 3 GRANDPARENT 7 GRANDCHILD	09 STEPPAREN		20 ACQUAI		25 (	BOY / GIAL I CHILD OF "E	G" ABOVE	2	8 EMPLOYI	R		] 6	8 STRAN 9 UNKNO	GER WN		ASS	SAULT CUMSTANCES
₩ 13		IN-LAW	11 STEPSIBLIN 12 OTHER FAM RST, MIDDLE, SUFFI	ĽΥ	22 NEIGHB 23 BABYSII			IOMOSEXU EX-SPOUSE	AL REL.		O OTHERW 1 VICTIM W			1 _	REL / OI				
<b>.</b> .	ADDRESS				······										RAC	SEX DOE	1 1 1		AGE
Д 15		(DIRECTION, STREET	, SUFFIX, QUALIFIER	a)						CITY							STATE Z	P	
<b>16</b>	HOME PHONE		BUSINESS PHO	NE			HEIGH'	r wi	EIGHT	EYES	s	HAIR CO	DLOR /	LENGT	I/STYLE		BUILD	+	SKIN TONE
<u>}</u> 17	STATE DRIVER'S LICEN	4SE#	4 1 1		SOC. SEC.				SID	#		<b>_</b>		<u> </u>	FBI			L	
[ 18	PERSON COMMENTS / CLO	ЭТНИВ			<u> </u>	<u></u>		<u> </u>			SUMMON	S / CIT/	ATION	NUMBER	n(S)		······································		
§ 19	ARREST / SUMMONS DESC	ZEIPTION	ARREST	CHARGE 1	ARREST DA	\TE		PLATOON	BADGE	1	BADGE 2	FM	CHS	DEPAR	TMENT A	REST NU	MBER		
20	ARREST / SUMMONS DESC	PIPTION	ARREST	1 CHARGE 2	ARREST DA	TE 1		PLATOON	BADGE	1	BADGE 2	FM	DIS	AFIS N	JMBER				
21	ARREST ON VIEW (No.	Na Custody) ARRES			A DY	UPON AR			UNARME		☐ RIFLE	<u> </u>	20		HAL CUT I			ST ORIGII	
Chillenines:	CODE OFF		TOR INTA ST, MIDDLE, SUFFIX	)		(ENTER"	A" IF AU				OTHERI		vi 30	□ cLu	B / BRASS	KNUCKLI EX DOB	tc.)   FC ES   M		□ PER □ TEL
22	AODRESS	DIRECTION, STREET,	SUFFIX, QUALIFIER	<u> </u>		· · · · · · · · · · · · · · · · · · ·				CITY						1	STATE ZIP	<u> </u>	<u> </u>
23	HOMEPHONE		BUSINESS PHON	E		T	HEIGHT	WE	IGHT	EYES		AIR CO	LORZI	ENGTH	/ STYLE		BUILO	<del></del>	L L
24	STATE DRIVER'S LICEN	SE#			SOC. SEC.			<u> </u>	L 1 1 1					<u> </u>		. 1 . 1	Journal of the state of the sta	.   3"	III I
25	PERSON COMMENTS / CLO	11_1_1_T				1_1_1_	11		SID#						FBI#				
26							-			-	SUMMON	CITA	TION N	IUMBER	Sj				
	ARREST / SUMMONS DESC	RIPTION	ARREST	HARGE	ARREST DA	TE .		PLATOON	BADGE 1	. [	ADGE 2	FM	DIS	DEPART	MENTAR	REST NU	MBER		
28	ARREST / SUMMONS DESC	RIPTION	ARREST	HARGE 2	ARREST DA	re L		PLATOON	BADGE 1		BADGE 2	FM	DIS	AFIS NU	MBEA				
<del></del>	ARREST   ON VIEW (No.1			CLEAR		UPON ARE			UNARMED	13 (	AIFLE		L	D LETH	AL CUT IN	STRUMEN	NT LARRES	TORIGIN	C) DISP
1	TYPE D SUMMONS (N		OR DOUNT1	INDICA	TOR DN	ARMED WI (ENTER "A			FIREARM HANDGUN		3 SHOTGUI 3 OTHERFI			(e.g.	Switchblad	e Knife, etc	:.) 🗆 FO		☐ PER

#### TROY POLICE DEPT. **TRATIVE REPORT** 500 W. Big Beaver, Troy, MI 48084 PAGE 1 OF 1 CORR DELETE X SUPP ORL#MI6378400 PRIM CLASS YEAR INCIDENT # INCIDENT STATUS BADGE 1 BADGE 2 PLAT SHIFT CLR ARREST UNF 01 34449 INACT CLR EXCEPT 99 070 09 9/25/01 Tue

Directed Patrol Unit conducting liquor compliance test sent in student enforcement aideAnthony Lamerato w/m 03/17/83 (19 y/o) to the above location.

Lamerato selected the listed Bud Light beer and went to the register to purchase it. Lamerato gave the clerk a birthdate of 3-83-83 after he was asked for a birthdate. The clerk did not ask for any identification and the sale was completed. There is a sign posted in the store that you need to be born on or before this date 1980.

Officers spoke with the manager, Tracy Baize and the clerk, Rason Chidyausiku. Chidyausiku stated that he did not ask for identification and that he thought that the student enforcement aid was at least 30. Chidyausiku was issued a citation for furnishing/sell alcohol to minor. The store was issued a liquor violation, which will be filed with the Liquor Control Commission.

The beer was tagged and placed into evidence.

	TROY POLICE DEPT. 00 W. Big Beaver, Troy, MI 48084 ORI # MI6378400  NA WIT	RRATIVE RE NESS STATE	PORT SUPP CORR DELETE PAGE OF
01	DI DATE DAY SHIFT PLAT BADGE 1	BADGE 2	INCIDENT STATUS  CLR ARREST UNF  CLR EXCEPT INACT     0   34445
(	Statement of: Anthony Lamerato		Home Phone(248) 5)4-343
03	(PLEASE DRINT)		Business Phone:
04	i /	***************************************	State: M I Zip:
05	1 ·		The second secon
06	J (Anthony L	amerzita	braight the Bud Light
07			black male asked me
08		e J	then told him it was
09	3-8-83 and $1$	Lon T	purchased it,
10	0		purcha ser , ,
11	1	**************************************	
12	2		
13	3	· · · · · · · · · · · · · · · · · · ·	
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26			1
27	7	- //	A)
- 28ု	Taken By: Keur	X: A granderure)	W C
20	(SICMATURE)	•	Date: 9-25-0/ Time: 2236
	INVESTIGATING OFFICER(S) REVIEW	ED BY ASSIGNED TO / 8/	

#### Mich n Department of Consumer & Ir stry Services



#### LIQUOR CONTROL COMMISSION (LCC)

7150 Harris Drive P.O. Box 30005 Lansing, Michigan 48909-7505 Phone (517) 322-1390 ~ FAX (517) 322-6347

## VIOLATION REPORT

	(At	thorized by P.A.58 of 1998)	
Spp License No. (CC)77	화가 이 살으면 이 보이는 눈이 먹는데 그리면 물이 들었다.	n This Information From The License * ss ID 9143 File #	
SDM 4978		(THIS INFORMATION NOT AVAILABLE ON LICENSE UNTIL 5/1/99)	
212111111111111111111111111111111111111			51 W 51 V
		2. Doing Business As RITE AID	<del></del>
3. Mailing Address (street	, city, zip code) <u>2971</u>	W. MAPLE 48084	
4. Township		5. County OAKLAND	
6. Type of License(s) & P	ermit(s) SDD , SE	OM , SUNDAY SALES	
7. Date of Violation:		9-25-01 6:40 AM OIPM	
8. Violation Type:	Fighting (must be inside	(DATE) (HOUR)  After hours sales/consumption Gambling elicensed premises) Controlled Substances Prohibited Conduct OTHER:	
if MINOR: Birth date 3	Was this a DECO	Y? (es) No If no, you MUST answer below:	
IF above minor violation v	was not a decoy describe Enforc	rement Action Taken:	
	COPY OF APPEARAN	NCE TICKET MUST BE ATTACHED	
9. Submit Report I		Report # 01 - 34449	
	· · · · · · · · · · · · · · · · · · ·		
Officer Signature	mil.	Name and Title (print) ANTOMO CASCIOLI (OFFIC	er)
Officer Signature		Name and Title (print) CARL BARTON COFFIC	EF
Department Name	TROY P.D	Phone # 524-3 477	BANKA KA BANKA MARINA

# WITNESSES

1. Name	RACY	BAIZ	er S	STORE - NOR.	Addres	s <u>2971</u>	W	MAPLE		Z88-4385
Will testify to:	BEING-	AD	ised	CF_	SITUATIO	w 87	1/8	2.6		
2. Name RAS	on An	Esy	CH IDY	'AUSIKU	Addres	s <u>7</u> 16	COACHN	1AN	APT L	
Will testify to:	SELLI	VG-	BUD (	<u>ute</u>						•
3. Name					Addres:					
Will testify to:										
Will testify to:							v			
5. Name					Address					•
Will testify to: _										A.
					EVIDENC	<u>E</u>		The state of the s		
Location Held:	1 2	202	Bo	77LE C	of Bu	D LITE	1/	) <u>T</u>	<u> </u>	PUIDENCE
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7.										
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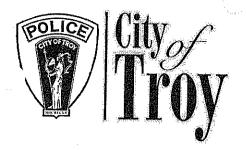
Reviewed By: <u>ωιρ * 22 </u> TROY POLICE DEPAI	TROY POLICE DEPARTMENT PROPERTY RECORD
	TAG 114/92
COMPLAINT # 01 - 34449	FOR PROPERTY SECTION USEONLY - BIN#
EVIDENCE M PERSONAL   FOUND   RECOVERED   CONFISCATED	RECOVERED ☐ CONFISCATED ☐ LOCKER #
CHARGE FURNISH ALCOHOL TO MINOR	DESCRIPTION / ZZ OZ SOTTLE OF
BUD LITE BEER.	
	SERIAL #
REPORTING OFFICER CASCIDEL / BA	BAR-70~ DATE 9-25-01_TIME 1840
DEFENDANT: RASON ANESU	CHIDYAUSIKU 5-26-80 B/M
DEFENDANT: FIRST MIDDLE	
OWNER: NAMEPHONE	HOLD FOR COURT & CCC
ADDRESS	CITY ZIP
CI AIMED BY:	DATE

State of michigan	" NU	6321	/H1	[∐ Và
Uniform Law Citation US DOT #	Incident No.		. 40	Dept. No. 76
0s D01 #	07	- 344	49	10
The People of:the State of Michigan	Local Use/Ar	rest No.		Detection Device
Township X City Village County	L	BAC		j
OF: TROY	Vers Tot ann	raulmatalu (***)	I Data	Month   Day
THE UNDERSIGNED SAYS THAT ON:	Year At app	roximately [] a <b>3</b> 0 <b>⊠</b> F	······· Lof	- A - A - A - A - A - A - A - A - A - A
State Driver's License Number			Security	
	067,3	96	1	ı
Race Sex Height Weight Hair Ey	es Occupation	on/Employer		
SMI I I		***************************************		
Name (First, Middle, Last) ANESU	2 chis	X Y	KU	
Street /	<u> </u>	# 1/1 V 3	21/	
716 COACHMAN	API			
City		ププロスく		Zip Code
Vehicle Plate No. Year   State	. IVahida Dec	cription (Year,	Make Col	or) Ty
Vehicle Plate No.	ABINCIE DES	cubion (+ear,	mano, ooi	···/   ''
	· 121	и Пал	ь. 1 г ГТ	Administration
THE PERSON NAMED ABOVE, in violation of	,	mance Sta	te Law L	Administrative
	<u> </u>			
AT OR NEAR RIVE A	<u>n                                    </u>			
WITHIN X CITY VILLAGE TO	WNSHIP OF	TRO'	<u> </u>	
COUNTY OF OAKLAND			DID	THE FOLLOW
MCL Cite/PACC Code/				CI
				on each charge)
		,		LIGGUT
□Fel □Waiv 7, 1/3 I	woury	- SOLD.	Alcoh	il 🔊
	pm/h50%	2		
☐Misd ☐Fug				
Fel Waiv				
☐ C/I ☐ Warn ☐ Authorization pend. ☐ Misd ☐ Fug		10		
☐Fel ☐Waiv	. :			
TO THE COURT: Do not arraign on a	felony charge	until an auth	orized cor	nplaint is filed.
Offense Code(s)		3		
Key for Type C/I = Civil Infraction Misd = N	lisdemeanor		Nam = Wa	rnina Fua = Fu
Waiv = Violation for Which Fines/Costs May	be Waived	Authorization pe	nd. = Auth	orization pending
Remarks				=
				î
	-			
				c
CHECK IF APPROPRIATE Damage to Prop		Court Bond \$ . se Posted in Lie		ت ا —
☐ Vehicle Impounded ☐ Injury ☐ Traffic Crash ☐ Death	1	rance Certifica		r
Person in Active Military Service Yes				<b> </b>
SEE DATE BELOW. SEE BACK OF CITAT	ON FOR EXP	LANATION AN	D INSTRU	
Appearance Date on or before		<u> </u>		<u> </u>
Hearing Date (if applicable) on				ntact Court
Juvenile Traffic Misd. (Court will Notify	)   Formal	Hearing Requi	red (Court	will Notify)
In the 52-4 DISTRICT	Court of	OAKLAN	ID COU	NTY
Court Address & Phone Number				
520 W. BIG BEAVER F	D. TROY	MICHIGA	N 4808	34
PHONE:				
FIIOIL	(240) 32	.0-0-700		
I served a copy of the civil infraction complaint up	on the defendant	(or owner/occupar	t by posting i	f applicable).
I declare under the penalties of perjury the of my information knowledge, and belief		ients above ar	e true to th	ie pest
Conglaio ant's Signature and receipt if appl		Month	Day	Year
1'Sent	_1 -	- 9	125	01
Officer's Name (printed)	-11	Officer's	D/No.	
CAND A CASC	211	78	192	·
Agency ORI Agency Nam	e	DEDARTE	ICNIT	
1911-	*****	DEPARTM	IEIN I	
UC-01a	irt Copy 1			Į

PRESS -- YOU ARE MAKING FIVE COPIES ORDER BY FORM NO. M76 (Revised 11/95) FIDLAR DOUBLEDAY KALAMAZOO, MI

BS-M76

V83,213 P1



#### Charles T Craft, Chief of Police

500 West Big Beaver Road Troy, Michigan 48084 (248) 524-3443

# **MEMORANDUM**

# SUPPORT SERVICES DIVISION

**DATE: January 29, 2002** 

TO: Jackie, Law Dept

FROM: Sgt. George Zielinski

SUBJECT: Summons' Dispositions

Hi Jackie-

Can I get the Summons' Dispositions (if adjudicated) for the following Liquor violations? Thanks.

#### As requested!

Summons Number	Date	Defendant	Disposition
624951	04/24/01	Hejais, Hannah	Pled Guilty \$75 fine
618111	04/24/01		Pled Guilty \$50 fine
618112	05/03/01	Radzio, Andrzen	Pled Guilty \$250 fine
632133	08/17/01	Cocuzza, Angela	PUA 6 mo. Set for 6-10-02
618101	05/03/01	Almbida, Cleofas	Pled Guilty \$75 fine
618107	08/17/01	Choi, Mi	Pled Guilty \$150 fine
618102	08/17/01	Ducato, Joseph	Pled Guilty \$250 fine
632140	09/25/01	Chidyausiku, Rason	PUA 12 mo Set for 12-7-02
632142	09/25/01		Pled Guilty \$50 fine
618108	09/25/01	Kaur, Rajandeep	Bench Trial 2-12-02 / Bolle
632144	10/05/01	Lawson, Chad	Pled Guilty \$250 fine

**Jackie** 

MICHIGAN



Troy, Michigan 48084 Fax: (248) 524-0851 www.ci.troy.mi.us

Area code (248)

Assessing 524-3311

Bldg. Inspections 524-3344

Bldg. Maintenance 524-3368

City Clerk 524-3316

City Manager 524-3330

Community Affairs 524-1147

Engineering

524-3383 Finance

524-3411 Fire-Administration

524-3419

**Human Resources** 524-3339

Information Services 619-7279

Law 524-3320

Library 524-3545

Parks & Recreation 524-3484

Planning 524-3364

Police-Administration 524-3443

Public Works 524-3370

Purchasing 524-3338

Real Estate & Development 524-3498

Treasurer 524-3334

General Information 524-3300

February 15, 2002

Rite Aid Discount Pharmacy #4305 Rite Aid of Michigan, Inc. 2971 W Maple Troy, Michigan 48084

Re: Liquor License: Rite Aid Discount Pharmacy #4305

2971 W Maple

Troy, Michigan 48084

Pursuant to Chapter 92, Section 9.84 of the Code of the City of Troy, a Public Hearing will be held by and before the Council of the City of Troy at City Hall, 500 W Big Beaver, Troy, Michigan on Wednesday, February 27, 2002 at 7:30 PM, or as soon thereafter as the agenda will permit, to determine whether the City Council should recommend to the Michigan Liquor Control Commission, the revocation of licenses allowed for the sale and/or consumption of alcoholic beverage, for the following reasons:

License Type: SDD 10077-2001 & SDM 4978-2001

Violation Name: Sale to Minor

a Holme

Violation Date(s): September 25, 2001

You will be given an opportunity to be heard and present evidence at the public hearing and legal counsel may represent you. If you have questions regarding the procedure or the facts and circumstances surrounding your violation(s), you may contact the City Attorney's office at 248-524-3320.

Sincerely,

Barbara A. Holmes Deputy City Clerk

Farmer Jack Supermarket #789
Borman's Inc.
2105 W South
Troy MI 48098
SDM 18011-2000
Sale to Minor

# LCC Liquor Licensee History

Business name:

Farmer Jack Supermarket

Address:

2105 W. South Blvd. (248)

Licensee:

Borman's Inc.

License type:

**SDM** (18011-2000)

Permits:

Comments:

Date	Troy Incident#	Туре	Disposition Date
03/14/99	99-09752	Liquor Inspection (Road Patrol)	NO VIOLATIONS
06/03/99	99-20606	Liquor Inspection (Road Patrol)	NO VIOLATIONS
06/23/99	99-23654	Compliance Test	PASSED
08/25/99	99-32729	Liquor Inspection (Road Patrol)	NO VIOLATIONS
10/27/99	none	Compliance Test	PASSED
12/01/99	99-45835	Liquor Inspection (Road Patrol)	NO VIOLATIONS
07/25/00	none	Compliance Test	PASSED
10/24/00	00-39408	Sale to Minor (Compliance Test)	\$500
11/15/00	00-42363	Compliance Test	PASSED
02/28/01		Council resolves to require TIPS/TAM for all and provide proof to PD within 6 months	employees selling alcohol
04/24/01	00-14112	Sale to Minor (Compliance Test)	DISMISSED SEA FTA
08/14/01	01-29135	Compliance Test	PASSED
09/25/01	01-34508	Compliance Test	PASSED
10/21/01	01-37970	Liquor Inspection (Road Patrol)	NO VIOLATIONS
01/06/02	02-00590	Liquor Inspection (Road Patrol)	NO VIOLATIONS

#### FARMER JACK SUPERMARKET 2105 W SOUTH BLVD

#### **2001 INCIDENT HISTORY**

Complaint Number	Report Date	Description
01-04492	02/07/01	Retail Fraud II
01-05832	02/17/01	Retail Fraud III
01-08777	03/14/01	Burglary Alarm
01-12121	04/10/01	Private Property Injury Accident
01-13631	04/21/01	Private Property Damage Accident
01-14112	04/24/01	LCC Violation
01-16182	05/09/01	Hit & Run Private Property Accident
01-18189	05/24/01	Retail Fraud I
01-19442	06/04/01	Private Property Damage Accident
01-21070	06/15/01	Hit & Run Private Property Accident
01-22530	06/26/01	Retail Fraud III
01-25667	07/19/01	Hit & Run Private Property Accident
01-25970	07/21/01	Burglary Alarm
01-26041	07/22/01	Retail Fraud III
01-30747	08/27/01	Hit & Run Private Property Accident
01-34295	09/24/01	Larceny in a Building
01-34337	09/24/01	Private Property Accident
01-34766	09/28/01	Burglary Alarm
01-36484	10/10/01	Retail Fraud III
01-36781	10/12/01	Private Property Accident
01-39488	11/01/01	Retail Fraud III
01-40964	11/13/01	Hit & Run Private Property Accident
01-42367	11/25/01	Hit & Run Private Property Accident
01-44742	12/15/01	Retail Fraud III

# CONTROL COM

# Mic' an Department of Consumer & I ustry Services

### LIQUOR CONTROL COMMISSION (LCC)

7150 Harris Drive P.O. Box 30005 Lansing, Michigan 48909-7505 Phone (517) 322-1390 ~ FAX (517) 322-6347

#### VIOLATION REPORT

(Authorized by P.A.58 of 1998)

	* Officers Please Obtain This Information From The License *	
License No. <u>SDM</u>	-18011-2001 Business ID <u>17412</u> File #	
	(THIS INFORMATION NOT AVAILABLE ON LICENSE UNTIL 5/1/99).	i di Mali
1. Name of Licensee	Borman's, Inc. #789 2. Doing Business As Farmer Jack	
3. Mailing Address (stree	t, city, zip code) 2105 W. South Blvd., Troy, 48098	
4. Township	5. County Oakland	
6. Type of License(s) & F	ermit(s) SDM	
7. Date of Violation:	(DAY) (DATE) (HOUR)	
8. Violation Type:	XMinorIntoxicated PersonAfter hours sales/consumptionGamblingFighting (must be inside licensed premises) Controlled SubstancesFailure to Cooperate Prohibited Conduct OTHER:	
if MINOR: Birth date	04/21/82 Was this a DECOY? Yes No If no, you MUST answer below:	
IF above minor violation	vas not a decoy describe Enforcement Action Taken:	
	COPY OF APPEARANCE TICKET MUST BE ATTACHED	
9. Submit Report I	Below or Indicate Attached Report # 01-14112	
,		
Officer Signature	Name and Title (print) Police Officer Antonio Cascioli	Ĺ_
Officer Signature	Name and Title (print) Police Officer Carl Barton	
	/ Police Department Phone # (248) 524-3477 80-2362	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,

#### WITNESSES

1. Name Michael Monacelli	Address 2105 W. South Blvd., Troy, MI, 48098	
	– advised of violation.	
	Address c/o 500 W. Big Beaver Rd., Troy, MI, 4808	
	la Badgero.	
	Address 1498 Grace, Rochester Hills, MI, 48309	
Will testify to: selling the wine to Arnold him.	without asking or attempting in any way to i.d.	
4. Name Officer Antonio Cascioli	Address 500 W. Big Beaver Rd., Troy, MI, 48084	
	Address 500 W. Big Beaver Rd., Troy, MI, 48084	
	EVIDENCE tag #112822	
	Grenache wine.	
•		

500 V	POLICE DEPARTMENT  J. Big Beaver - Troy, MI 48084-5285  MI6378400  INCIDENT REPORT  SUPP  PAGE OF S
0	10,7,2,7,0,7,7,0,0,0,7,7,7,0,0,0,0,0,0,0,
	RECEIVED DISPATCHED ARRIVED COMPLETED DATE(S) OCCURED TIMES(S) OCCURED ASSIGNED HOUR / DAY  2125
03	1 DOCATION / ADDRESS (DIRECTION, STREET, SUFFIX, QUALIFIER)
: 04	TROY WI 48098 L FARMER ) ACK 248-879-3803
05	BUSINESS COMMENTS / ESTABLISHMENT DESCRIPTION ESTABLISHMENT DESCRIPTION ESTABLISHMENT DESCRIPTION PATROL GEOGRAPHIC
06	LIVYOR VIOLATED   B BUYING RECEIVING
07	NATURE OF OFFENSE #2  ATT CREME CLASS ALCOHOL BIAS. WEAPON # PREM ACTIVITY DRUGS COMP COMP COMP COMP COMP COMP COMP COMP
08	NATURE OF OFFENSE #3 ATT ☐ CHAME CLABS ALCOHOL BIAS WEAPON # PREM ACTIVITY P POSSESSING / CONCEALING
09	NATURE OF OFFENSE #4  ATT CRIME CLASS ALCOHOL BIAS WEAPON #PREM ACTIVITY OFFENSE COMMENTS DRUGS COMP COMP
CODES	(1) REPT'D BY (2) OWNER (3) VICT (4) PERS INTERV (5) ARREST (6) SUSPECT (7) MISSING (6) WITN (9) SECUR'D BY (0) JUV ARREST (D) DRIVER (P) PASSENGER (S) SUMMONED (R) RESPONSIBLE
₩ 10	1.4.8. ARNOLD, MATTHEW THOMAS WMO.4.2.1.8.2.1.9
11	1 SOO W. BIG BEAVER TROY MI 48.084
<u></u> 12	
13	VICTIM
	RELATIONSHIP OF VICTIM TO OFFENDER WITHIN FAMILY  1 SPOUSE 05 CHILD 09 STEPPARENT  20 ACQUAINTANCE 24 BOY/GIRL FRIEND 28 EMPLOYEE  21 FRIEND 25 CHILD OF "BG" ABOVE 29 EMPLOYER  22 C-L SPOUSE 06 GRANDPARENT 10 STEPCHILD  23 CRUMSTANCES
15	03 PARENT   07 GRANDCHILD   11 STEPSIBLING   22 NEIGHBOR   28 HOMOSEXUAL REL.   30 OTHERWISE KNOWN   REL / OFF #
16	US, OFF NAME (LAST, FIRST, MIDDLE, SUFFIX)  RAC SEX DOB  WF 04.14.55 4.6
<u> </u>	ADDRESS (ORRECTION, STREET, SUFFIX, QUALIFIER)  OTTY  ROCHESTER HILLS  M 148309
(a) 18	MP SUSINESS PHONE HEIGHT EYES HAIR COLOR / LENGTH / STYLE BUILD SKIN TONE  S - 6   80   BLK   MED LT
19	MIB32,6,6,7,6,3,8,5,2,9,0 Soc. Sec. * SID **
<u></u> 20	PERSON COMMENTS / CLOTHING  CASHIER #7  SUMMONS / CITATION NUMBER(S)  6/8/11
§ 21	ARREST / SUMMONS DESCRIPTION ARREST CHARGE   ARREST DATE PLATOON BADGE 1 BADGE 2 FM DIS DEPARTMENT ARREST NUMBER
22	ARREST / SUMMONS DESCRIPTION ARREST CHARGE 2 ARREST DATE PLATOON BADGE 1 BADGE 2 FM DIS AFIS NUMBER
23	ARREST ON VIEW (No Werrant)  TYPE USUMMONS (No Custody)  ARREST COUNTY  SIDDICATOR NO ARREST NI POWN ARREST OF UNDOWN ARREST
CODES	(H) HOLD (S) STOLEN (E) EVIDENCE (L) LOST (A) ATTACKED (R) RECOVERED (F) FOUND (C) CONFISCATED (I) IMPOUNDED (V) SUSPECT VEHICLE (B) BURNED (Y) FORGED / COUNTERFEITED
24	ERNETY JULIO GALIO GOENACHE
25	SERIAL V VIN NUMBER / CONDITION / OTHER LD.
26	STOLEN DAMAGED RECOVERED PROPERTY TAG * LOCATION PROPERTY LEIN / NOIC REF *
27	ECBADGE RECBADGE 2 LEO RECOVERY DATE NOTIFY BADGE NOTIFY DATE NOTIFY TIME PERSON / DEPARTMENT NOTIFIED
28	COMMENTS—INSURANCE COMPANY / LIENHOLDER / BANK  /URCHASGA BY STUDENT ENFANCEMENT AD  REVIEWED BY: ATTENTION TO:  DPU CASCIOLI / BARTON  WLA ## NLA ##
29	INVESTIGATING OFFICER(S): REVIEWED BY: ATTENTION TO:

(ENTER "A" IF AUTO)

12 ☐ HANDGUN 15 ☐ OTHER FIREARM 30 ☐ CLUB / BRASS KNUCKLES

ATTENTION TO

REVIEWED BY:

□ MDT

O TEL

INDICATOR D N/A

INVESTIGATING OFFICER(S):

30

# TROY POLICE DEPT.

500 W. Big Beaver, Troy, MI 48084

## ARRATIVE REPORT

X SUPP

CORR DE

PAGE 1 OF 1

	Y	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	<b>V</b>	<b>,</b>	·					174GE OI _
	DATE	DAY	SHIFT	PLAT	BADGE 1	BADGE 2	INCIDENT STATUS	PRIM CLASS	YEAR	INCIDENT #
	4/24/01	Tue	09	99	070		CLR ARREST UNF CLR EXCEPT INACT		01	14112

Directed Patrol Unit conducting liquor compliance test sent in student enforcement aid Matthew Thomas Arnold w/m 04/21/82 (19 y/o) to the above location.

Arnold selected the listed bottle of Ernest and Julio Gallo wine and went to the register to purchase it. Officers watched as he presented the bottle for purchase. He did not present any identification to the clerk. The clerk did not ask for any identification and the sale was completed.

Officers spoke with the manager, Mike Monacelli and the clerk, Pamela Badgero. Badgero stated that she did not ask for identification and that she thought that he was at least 21. Badgero was issued a citation for furnishing/sell alcohol to minor. The store was issued a liquor violation, which will be filed with the Liquor Control Commission.

The wine was tagged and placed into evidence.

110

<b>T</b>	TROY POLICE DEPT.  500 W. Big Beaver, Troy, MI 48084  OBI # MI6378400  NARRATIVE REPORT WITNESS STATEMENT	□SUPP □ CORR □ DELETE PAGE   OF
0	DATE DAY SHIFT PLAT BADGE 1 BADGE 2 INCIDENT	STATUS PRIM CLASS YEAR INCIDENT #
0	O. Statement of: MATTHEW ARNOW	Home Phone: (348) 388-1069
0	03 Address: 500 W. Big Beaver	Business Phone:
	04 City: TROY	State: MI Zip: 48098
0	05	
0	06 I MATTHEW ARUSED Walked into Far	MER JACKS AT South RIVE
0	07 AND CROOKS AND WENT to the Accordic	
08	08 UP A bottle of WINE I WENT to Checkout #	
09	09 Female Approx. 50 years of AGE RANG the 1	
10	10 Questions Asked OR FOR I.D. ITHEN W.	
11	11 The Bag with the bottle inside it over t	othe officers
12	12	The state of the s
13	13	
14	14	
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27	27 X:	Puntel
28	28 Taken By: (SIGNATURE)	And the second second
29	I Prace:	ate: Time:
11-95 CLEMIS DP 495	INVESTIGATING OFFICER(S)  I REVIEWED BY LASSIGNED TO (PADGE	ATTENTION TO

AN DEPARTMENT OF CONSUMER AND INDUSTI LIQUOR CONTROL COMMISSION 7150 HARRIS DRIVE

P.O. BOX 30005 LANSING, MI 48909

# NOTICE OF SCHEDULED HEARING (Authorized by M.A.C R436.1909) July 11, 2001

TO: TROY POLICE DEPARTMENT

500 W. BIG BEAVER TROY, MI 48084 RE: BORMAN'S, INC

D/B/A FARMER JACK SUPERMARKET #789

**ERVICES** 

2105 W. SOUTH TROY, MI 48098 Complaint No. 1-61054

A complaint has been filed against the above licensee alleging:

SALE TO MINOR,

MATTHEW ARNOLD (19): April 24, 2001

This matter is being scheduled for hearing at the following location, date, and time:

LIQUOR CONTROL COMMISSION 24155 DRAKE ROAD FARMINGTON, MI 48335-3168

MONDAY AUGUST 13, 2001 10:00 A.M.

The officer(s) listed below are requested to attend the hearing and bring whatever evidence they have in connection with the case: \*Please review charges and witnesses on the attached Complaint and contact this office immediately if you have any questions.

PO. Antonio Cascioli

Enclosed are subpoenas for the witnesses involved in this case. We request they be served by your agency. Please notify this office a minimum of three working days prior to the scheduled date of hearing if you are unable to serve the subpoenas.

MATTHEW ARNOLD
C/O TROY POLICE DEPARTMENT

Any request for postponement must be in writing and must be received in this office no less than two working days prior to the date of the hearing as required by Rule 434.1931 of the Hearings and Appeal Practice Rules. If you have any questions, contact the Hearings and Appeals Section at (517) 322-1390. Our office hours are 8:00 a.m. to 5:00 p.m. Monday through Friday.

MICHIGAN LIQUOR CONTROL COMMISSION

Susan K. Conklin, Supervisor Hearings and Appeals Section

SKC:wls enclosure

cc: PO. Antonio Cascioli

Department of Consumer & Industry Services Kathleen M. Wilbur, Director Líquor Control Commission 7150 Harris Drive P.O. Box 30005 Lansing, Michigan 48909-7505 (517) 322-1345

August 6, 2001

FAX: 517-322-6347

THOMAS AUTH, JR. ATTORNEY AT LAW 25800 NORTHWESTERN HWY, SUITE #1000 SOUTHFIELD, MI 48037-0222

RE: BORMAN'S, INC.

D/B/A FARMER JACK SUPERMARKET #789
2105 W SOUTH

TROY, MI 48098

COMPLAINT NO. 1-61054

Dear Mr. Auth:

At your request, the hearing in the above matter scheduled for MONDAY, AUGUST 13, 2001 in FARMINGTON has been postponed. Your office will be advised of the rescheduled hearing date.

Should any questions arise regarding this matter, please contact this office at (517) 322-1390. Our hours are from 8:00 a.m. to 5:00 p.m., Monday thru Friday.

Sincerely,

MICHIGAN LIQUOR CONTROL COMMISSION

Susan K. Conklin, Supervisor

Hearings and Appeals

SKC:cmg

Licensee

Troy Police Department

Sum K. Conklin

PO Antonio Cascioli

Matthew T. Arnold % Troy Police Department

Home Office

# MICHIGAN "EPARTMENT OF CONSUMER AND IND! "RY SERVICES LIQUOR CONTROL COMMISSION 7150 HARRIS DRIVE

P.O. BOX 30005 LANSING, MI 48909



# NOTICE OF SCHEDULED HEARING

(Authorized by M.A.C R436.1909)

August 17, 2001

TO: Chief of Police

Troy Police Department 500 W. Big Beaver Troy, MI 48084 RE: Borman's, Inc.

d/b/a Farmer Jack Supermarket #789

2105 W. South Troy, MI 48098

Complaint No. 1-61054

A complaint has been filed against the above licensee alleging: Sale to minor - Matthew T. Arnold (19). April 24, 2001.

This matter is being scheduled for hearing at the following location, date, and time:

OFFICES OF LIQUOR CONTROL COMMISSION 24155 DRAKE RD. FARMINGTON, MI 48335-3168

Wednesday September 12, 2001 10:00 a.m.

The officer(s) listed below are requested to attend the hearing and bring whatever evidence they have in connection with the case: \* Please review charges and witnesses on the attached Complaint and contact this office immediately if you have any questions.

PO Antonio Cascioli

For your convenience, subpoena(s) are enclosed for your witnesses involved in this matter. Please ensure proper service. If any subpoenaed witnesses cannot be served as they reside outside of your department's jurisdiction, please forward to the police agency that does have jurisdiction. In any event, please notify this office if a subpoena has not been served within 5 business days of the date of the scheduled hearing, or have the agency that is serving the subpoena for your department so notify this office at the number indicated below.

Matthew T. Arnold c/o Troy Police Department

Any request for postponement must be in writing and must be received in this office no less than two working days prior to the date of the hearing as required by Rule 434.1931 of the Hearings and Appeal Practice Rules. If you have any questions, contact the Hearings and Appeals Section at (517) 322-1390 or FAX (517) 322-6347. Our office hours are 8:00 a.m. to 5:00 p.m., Monday through Friday.

MICHIGAN LIQUOR CONTROL COMMISSION

Susan K. Conklin, Supervisor Hearings and Appeals Section

SKC:tt

Enclosure

c: PO Antonio Cascioli

# Department of Consumer & Industry Services Kathleen M. Wilbur, Director

Liquor Control Commission 7150 Harris Drive P.O. Box 30005 Lansing, Michigan 48909-7505 (517) 322-1345

October 19, 2001

BORMAN'S, INC. D/B/A FARMER JACK SUPERMARKET #789 2105 W. SOUTH TROY, MI 48098

RE: Complaint No. 1-61054

Dear Licensee:

Enclosed is a copy of the Administrative Law Judge's Order in the above matter. We are closing our files accordingly.

Should any questions arise regarding this matter, please contact Hearings and Appeals at (517) 322-1390. Our office hours are from 8:00 a.m. to 5:00 p.m.

Sincerely,

MICHIGAN LIQUOR CONTROL COMMISSION

Susan K. Conklin Supervisor

SKC:jcc

c: Troy Police Department ——
Atty. Thomas Auth, Jr.
Mailing address
Home office

## STATE OF MICHIGAN

# DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES LIQUOR CONTROL COMMISSION

IN RE: BORMAN'S, INC.

D/B/A FARMER JACK SUPERMARKET #789 PLACE: FARMINGTON

2105 W. SOUTH TROY, MI 48098 HEARING: SEPTEMBER 12, 2001

PLACE: FARMINGTON COMPLAINT NO. 1-61054 BUSINESS I.D. #: 17412

SDM

### CHARGES - April 24, 2001

(1) Sell, furnish or give away alcoholic liquor to a person, one Matthew T. Arnold, date of birth April 21, 1982, who had not then attained the age of twenty-one (21) years, contrary to Const 1963, art 4, § 40 and contrary to Section 801(2) and/or Section 701(1) of the Michigan Liquor Control Code, MCL 436.1801(2) and/or MCL 436.1701(1).

# FINDINGS OF FACT

The Administrative Law Judge accepted without objection, the Motion of Attorney Thomas Auth, that the appearance of a corporate officer, in this matter be waived, pursuant to the provisions of Rule R 436.1913(2), said waiver to be subject to the express agreement by said Attorney Auth, that he will inform the Licensed Corporation of the disposition in this matter.

Attorney Auth, entered a plea of denial to the charge stated in Case No. 1-61054 pursuant to Rule R 436.1909 of the Michigan Liquor Control Commission (MLCC).

Attorney Auth, moved that the charge be dismissed for lack of sufficient evidence to substantiate said charge when the main witness, to wit: Matthew Arnold, failed to appear for the hearing. Assistant Attorney General J. Courtney Smith, who represented all law

enforcement agencies in this matter, did not oppose said motion, explaining to the Administrative Law Judge that in his opinion it would not be possible to secure the presence of said witness, at this hearing or any future scheduled hearing on this matter.

# **CONCLUSIONS OF LAW**

The Administrative Law Judge concluded that the facts in this case could not be substantiated and, therefore, do not support the finding of a violation as cited in the charge in this Complaint.

## **ORDER**

The Administrative Law Judge Orders the charge stated in the above Complaint **DISMISSED** for insufficient evidence.

MICHGAN LIQUOR CONTROL COMMISSION

Dennis Flessland, Administrative Law Judge

Dated: October 9, 2001

J. Courtney Smith Assistant Attorney General 24155 Drake Road Farmington, MI 48335

Thomas L. Auth, Jr. Attorney at Law 25800 Northwestern Highway 10th Floor, P.O. Box 222 Southfield, MI 48037-0222



Charles T Craft, Chief of Police 500 West Big Beaver Road Troy, Michigan 48084 (248) 524-3443

# **MEMORANDUM**

# SUPPORT SERVICES DIVISION

DATE: January 29, 2002

TO: Jackie, Law Dept

FROM: Sgt. George Zielinski

SUBJECT: Summons' Dispositions

Hi Jackie-

Can I get the Summons' Dispositions (if adjudicated) for the following Liquor violations? Thanks.

# As requested!

Summons Number	Date		Disposition
624951	04/24/01	Hejais, Hannah	Pled Guilty \$75 fine
618111	04/24/01	Badgero, Pamela	Pled Guilty \$50 fine
618112	05/03/01	Radzio, Andrzen	Pled Guilty \$250 fine
632133	08/17/01	Cocuzza, Angela	PUA 6 mo. Set for 6-10-02
618101	05/03/01	Almbida, Cleofas	Pled Guilty \$75 fine
618107	08/17/01	Choi, Mi	Pled Guilty \$150 fine
618102	08/17/01	Ducato, Joseph	Pled Guilty \$250 fine
632140	09/25/01	Chidyausiku, Rason	PUA 12 mo Set for 12-7-02
632142	09/25/01		Pled Guilty \$50 fine
618108	09/25/01		Bench Trial 2-12-02 / Bolle
632144	10/05/01	Lawson, Chad	Pled Guilty \$250 fine

**Jackie** 

MICHIGAN



500 West Big Beaver Troy, Michigan 48084 Fax: (248) 524-0851 www.ci.troy.mi.us

Area code (248)

Assessing 524-3311

Bldg. Inspections 524-3344

Bldg. Maintenance 524-3368

City Clerk 524-3316

City Manager 524-3330

Community Affairs 524-1147

Engineering

524-3383 Finance 524-3411

Fire-Administration 524-3419

Human Resources

524-3339

Information Services 619-7279

Law 524-3320

Library **524-3545** 

Parks & Recreation 524-3484

Planning 524-3364

Police-Administration 524-3443

Public Works 524-3370

Purchasing 524-3338

Real Estate & Development 324-3498

Treasurer 524-3334

General Information 524-3300

February 15, 2002

Farmer Jack Supermarket #789 Borman's Inc. 2105 W South Troy, Michigan 48098

Re: Liquor License:

Farmer Jack Supermarket #789

2105 W South

Troy, Michigan 48098

Pursuant to Chapter 92, Section 9.84 of the Code of the City of Troy, a Public Hearing will be held by and before the Council of the City of Troy at City Hall, 500 W Big Beaver, Troy, Michigan on Wednesday, February 27, 2002 at 7:30 PM, or as soon thereafter as the agenda will permit, to determine whether the City Council should recommend to the Michigan Liquor Control Commission, the revocation of licenses allowed for the sale and/or consumption of alcoholic beverage, for the following reasons:

Violation Date(s): SDM 18011-2000
Violation Date(s): April 24, 2001

You will be given an opportunity to be heard and present evidence at the public hearing and legal counsel may represent you. If you have questions regarding the procedure or the facts and circumstances surrounding your violation(s), you may contact the City Attorney's office at 248-524-3320.

Sincerely,

Barbara A. Holmes Deputy City Clerk



Troy, Michigan 48084 Fax: (248) 524-0851 www.ci.troy.mi.us

Area code (248)

Assessing 524-3311

Bidg. Inspections 524-3344

Bldg. Maintenance 524-3368

City Clerk 524-3316

City Manager 524-3330

Community Affairs 524-1147

Engineering 524-3383

Finance 524-3411

Fire-Administration 524-3419

Human Resources 524-3339

Information Services 619-7279

Law 524-3320

Library **524-3545** 

Parks & Recreation 524-3484

Planning **524-3364** 

Police-Administration 524-3443

Public Works 524-3370

Purchasing 524-3338

Real Estate & Development 324-3498

Treasurer 524-3334

General Information 524-3300

February 15, 2002

Thomas L. Auth, Jr. Attorney at Law 25800 Northwestern Hwy. PO Box 222 Southfield, Michigan 48037-0222

Re: Liquor License: Farmer Jack Supermarket #789

2105 W South

Troy, Michigan 48037-0222

Pursuant to Chapter 92, Section 9.84 of the Code of the City of Troy, a Public Hearing will be held by and before the Council of the City of Troy at City Hall, 500 W Big Beaver, Troy, Michigan on Wednesday, February 27, 2002 at 7:30 PM, or as soon thereafter as the agenda will permit, to determine whether the City Council should recommend to the Michigan Liquor Control Commission, the revocation of licenses allowed for the sale and/or consumption of alcoholic beverage, for the following reasons:

License Type: SDM 18011-2000 Violation Name: Sale to Minor Violation Date(s): April 24, 2001

You will be given an opportunity to be heard and present evidence at the public hearing and legal counsel may represent you. If you have questions regarding the procedure or the facts and circumstances surrounding your violation(s), you may contact the City Attorney's office at 248-524-3320.

a a . Holmen

Sincerely,

Barbara A. Holmes Deputy City Clerk Ruth's Chris Steak House Prime Steak-Troy, L.L.C. 755 W Big Beaver Troy MI 48084 Class C 8265-2000 SDM 18889-2000 Sale to Minor

# LCC Liquor Licensee History

Business name:

Ruth's Chris Steak House

Address:

755 W. Big Beaver Rd. (248) 269-8424

Licensee:

Prime Steak-Troy, L.L.C.

License type:

Class C (8265-2000) SDM (18889-2000)

Permits:

Sunday Sales, Dance, DirConn-3

Comments:

Manager Joe Crowell (08/23/01); Fax Tx: 269-8570

Date	Troy Incident#	Туре	Disposition	Date
01/10/99	99-01399	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
03/06/99	99-08769	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
07/16/99	99-27107	Compliance Test	PASSED	
11/23/99	none	Compliance Test	PASSED	
07/26/00	none	Compliance Test	PASSED	
10/25/00	00-39554	Compliance Test	PASSED	
11/17/00	00-42660	Compliance Test	PASSED	
11/30/00	00-44309	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
01/20/01	01-02346	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
03/22/01	01-09864	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
05/03/01	01-15389	Sale to Minor (Compliance Test)	\$500	07/14/01
06/12/01	01-20638	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
08/17/01	01-29613	Sale to Minor (Compliance Test)	\$750	10/31/01
09/05/01	01-32693	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
10/05/01	01-36172	Compliance Test	PASSED	
10/16/01	01-37334	Liquor Inspection (Road Patrol)	NO VIOLATIONS	

# RUTH'S CHRIS STEAK HOUSE 755 W BIG BEAVER RD

# **2001 INCIDENT HISTORY**

Complaint Number	Report Date	Description
01-03401	01/26/01	Fraud-Goods and Services

# RUTH'S CHRIS STEAK HOUSE 755 W BIG BEAVER RD

# 2001 INCIDENT HISTORY

Complaint Number	Report Date	Description
01-03401	01/26/01	Fraud-Goods and Services
01-15389 01-29613	05/03/01 08/17/01	LCC Violation  LCC Violation

# Michigan Department of Consumer & Industry Services



# LIQUOR CONTROL COMMISSION (LCC)

7150 Harris Drive P.O. Box 30005 Lansing, Michigan 48909-7505 Phone (517) 322-1390 ~ FAX (517) 322-6347

# VIOLATION REPORT

(Authorized by P.A.58 of 1998)

	- * Officers Please Obfai 2001, SS Busine 9-2001	SS ID 5400		File#T	
	Prime Steak - Troy				
3. Mailing Address (stre	et, city, zip code) 755 W. B	Big Beaver Ro	I., Troy, MI,	48084	-
4. Township		5.	County Oaklan	d	PROGRAM OF THE PROPERTY OF THE
6. Type of License(s) &	Permit(s) Class C / SDI	M / Sunday S	ales / Dance /	Dir-con-3	www.hhderennilindy.hehmhwwy.evalusewww.et
7. Date of Violation:	(DAY)	05/03/ (DA			
8. Violation Type:	X Minor Intoxicated Person Fighting (must be inside Failure to Cooperate	e licensed premises			
if MINOR: Birth date	03/24/82 Was this a DECO	Y ? Yes No	If no, you MUST	answer below:	
IF above minor violation	was not a decoy describe Enforce	ement Action Take	n:		**************************************
	COPY OF APPEARAN	CE TICKET	MUST BE ATTA	CHED	
9. Submit Report	Below or Indicate Attached	Report #01	l-15389	n-leasure, library to	
	•				
			•		
Officer Signature	24.	Name and Title	(print) Antonio	Cascioli, Police (	Officer
Officer Signature	Calland	Name and Title	(print) Carl Ba	rton, Police Offic	er
A.	roy Police Department 880-2362	Phone #(	248) 524-3477		- parameter and the same and th

# WITNESSES

1. Name Pet	er Tambini	Address 755 W. Big Beaver, Troy, MI, 48084
Will testify to: _	Director of Ope	rations (spoke with officers).
2. Name And	drzej Radzio	Address 42220 Parkside, Sterling Hts., MI, 4831
·		or alcohol without diligent inquiry.
Annual pure street and a street	•	Address c/o 500 W. Big Beaver, Troy, MI, 4808
		ohol without diligent inquiry.
4. Name Gar	y Walton	Address c/o 500 W. Big Beaver, Troy, MI, 48084
		hen Dyan Fair was served alcohol.
5. Name		Address
National party and adjusted property of the Land Address of the Annual Section		EVIDENCE
	· ·	ept. Property Room, tag #112916
1 Polaroid	ohoto of glass of	wine served to Fair.
No.		
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500 W.	√Big Beaver Troy, MI 48084-5285 MI6378400	CIDENT REPORT	PAGE OF
01	10,50,301, Thu0,99,90,70	XSE 2 UCR STATUS E12 D EXTRADESTIONDECLINED YEAR  E10 D DEATH OF OFFENDER E13 C) REFUSED TO COOPERATE  E11 D PROSECUTION DECLINED E14 D JAVFINLE, NO CUSTODY	/5385
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04	OTT STATE ZIP CODE CODE BUSINESS COMMENTS / ESTABLISHMENT DESCRIPTION	BUSINESS HAME  1743  TRIS JIE AK LIA  TESTAS CODE LORIGIN  HOWACTIVATED	BUSINESS PHONE  PATROL   GEOGRAPHIC
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11	500 W. B.G BEAVER	TRY	n: 45054
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16	CODE, S OFF NAME LAST, FIRST, MIDDLE, SUFFIX)  RADZ, D AND	2eJ W	NO4175645
À 17	ADDRESS (DIRECTIC) STREET, SUFFIX, QUALIFIER)	STEPLING HIS	15TATE 219 WW 48314
18	HOME PHONE BUSINESS PHONE	HEIGHT WEIGHT EYES HARCOLOR/LENGTH/STYLE	BUILD SKINTONE
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23	ARREST   ON VIEW (NO WARREN)   MULTIPLE   DIUTIPLE   CLEAR   OY   TYPE   DIUMMONS (NO CUMOdy)   ARREST   DI COUNTY   INDICATOR   DIN	ON ARREST OI U MARMED 13 D RIFLE 20 C LETHAL CUT MED WITH 11 D FIREARM 14 D SHOTGUN (a.g. SWIGHN FTER "A" IFAUTO) 12 D HANDGUN 15 D OTHER FIREARM 30 D CLUB / BRAS	(ade Knife, etc.) [] FOP [] PER
CODES	(H) HOLD (S) STOLEN (E) EVIDENCE (L) LOST (A) ATTACKED (R) RECOVERED  [CODE]   DESCRIPTION   PRO	FOUND (C) CONFISCATED (I) IMPOUNDED (V) SUSPECT VEHICLE (B) BU	RIVED (Y) FORGED / COUNTERFEITED
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### TROY POLICE DEPARTMENT PERSON REPORT SUPP 500 W. Big Beaver - Troy, MI 48084-5285 PAGE OF ORI # MI6378400 SHIFT PLATOON | BADGE 1 BADGE 2 UCHSTATUS E12 C EXTRAOXCTION DECLINED INCIDENT NUMBER E10 CI DEATH OF OFFICER E13 CI REFUSED TO COOPERATE E11 CI PROSECUTION DECLINED E14 CI JUNEMIE NO CUSTOMY E13 C REPUSED TO COOPERATE Ġ. O) 355 7 (3) VKCT (4) PERS INTERY (5) ARREST (6) SUSPECT (7) MISSING (6) WITH (9) SECUR'D BY (0) JUY ARREST (D) DRIVER (P) PASSENGER (S) SUMMONED CODES (1) REPT'D BY (2) OWNER (R) RESPONSIBLE NAME / AST FIRST MIDDLE SUFFIX HAC SEX DOE 02 WALTON ADDRESS (DIRECTION, STREET, SUFFIX, QUALIFIER) CITY OD 03 SCEPICK 7724 BUSINESS PHONE DRIVER'S LICENSE PERSON COMMENTS / OTHER LD. HOME PHONE B 521247 04 **STV**どぶて VICTIM TYPE YICTIM INJURY F [] FINANCIAL S.C. SOCIETY / PUBLIC $\Box 1$ I D INDIVIDUAL G D GOVERNMENT O CO OTHER N CO NONE M CI MINORINJURY I C POSS.INT.INJURIES CONNECTED T I LOSS OF TEETH F () FATAL 05 TO OFFENSE 🗆 2 04 B C BUSINESS R [] RELIGIOUS P C POLICE OFFICER R [] BROKENBONE O I MAJORINJURY L C SEVERE LACERATION UID UNCONSCIOUSNESS RELATIONSHIP OF VICTIM TO OFFENDER WITHIN FAMILY OUTSIDE FAMILY, BUT KNOWN HOT KHOWN FELONIOUS ASSAULT CIRCUMSTANCES os CRILD OF STEPPARENT 20 ACCUAINTANCE 24 BOY / GIAL FAIEND 28 EMPLOYEE DO STRANGER of SPOUSE 08 99 UNKNOWN OS GRANDPARENT OZ C-L SPOUSE 10 STEECHILD 21 FRIEND 25 CHILD OF "8G" ABOVE 29 EMPLOYER REL / OFF 87 GRANDCHILD 11 STEPSIBLING 22 NEIGHBOR 26 HOMOSEXUAL BEL 30 OTHERWISE KNOWN OS PARENT 07 23 BABYSITEE (baby) OL SIBLING WALM RO 12 OTHER FAMILY 27 EX-SPOUSE 31 VICTIM WAS OFFENDER AĞE 08 FIX, QUALIFIEA) STATE 1620 09 0 CAVEN DRIVER'S LICENSE # PERSON COMMENTS / OTHER LD HOME PHONE F 10 RETUR □3 VICTIM TYPE VICTIMINUURY F - FINANCIAL S O SOCIETY / PUBLIC VICTIM G CI GOVERNMENT CONNECTED FCI INDIVIDUAL о 🖂 отнея N [] NONE I D POSS. INT. INJURIES 11 **174** TO OFFENSE 2 R T BUSINERS R C RELIGIOUS P D POLICE OFFICER B C BROKEN BONE O D MAJOR INJURY L I SEVERE LACERATION U III UNCONSCIOUSNESS RELATIONSHIP OF VICTIM TO OFFENDER WITHIN OUTSIDE FAMILY, BUT **KNOWN** FELONIOUS ASSAULT OF STEPPARENT 24 BOY/GIRLFRIEND OF SPOUSE 05 CHILD 20 ACQUAINTANCE 28 EMPLOYEE 12 CIRCUMSTANCES 90 UNKNOWN 02 C-L SPOUSE 06 GRANDPARENT 10 STEPCHILD 21 FRIEND 25 CHILD OF "BG" ABOYE 29 EMPLOYER RELIOFF. 22 NEIGHBOR GS PARENT 07 GRANDCHILD 11 STEPSIBLING 26 HOMOSEXUAL REL 30 OTHERWISE KNOWN 13 23 BABYSITEE (baby O4 SIBLING OR IN-LAW 12 OTHER FAMILY 27 EX-SPOUSE 31 VICTIM WAS OFFENDER NAME (LAST, FIRST, MIDDLE, SUFFIX) AAC ISEX | DOB AGE CCXCE 14 (DIRECTION, STREET, SUFFIX, QUALIFIER) STATE ADURES CITY 15 HEIGHT VEIGHT HAIR COLOR / LENGTH / STYLE **BUSINESS PHONE** HOME PHONE EYES BUILD SKIN TONE 16 DRIVER'S LICENSE # SOC. SEC. # STATE SID R 17 SUMMONS / CITATION NUMBER(S) PERSON COMMENTS / CLOTHING 3 18 ARREST / SUMMONS DESCRIPTION ARREST CHARGE 1 ARREST DATE FM DIS DEPARTMENT ARREST NUMBER PLATOON BADGET SADGE 2 S 19 ARREST / SUMMONS DESCRIPTION ARREST CHARGE 2 ARREST DATE PLATOON BACKGE 1 RADGE 2 ĒМ DIS AFIS NUMBER 20 ON VIEW (No Warrant) ARREST MOUTHLE O MIR TIPLE 1512 TIV I HEAM TOBEST OI C UNAPMED 13 🗆 RIFLE 20 CL LETHAL CUT INSTRUMENT ARREST ORIGIN C) DISP SUMMONG (No Custody) AMMEST CI COUNTY ! INDICATOR [] N ARMED WITH 11 [] FIREARM 14 [] SHOTGUN (e.g. Switchblade Knife, etc.) I'l FOR [] PER 21 CUSTODY (Warrent) INDICATOR O NIA (OTUA "A" IF AUTO) 12 D HANDGUN 15 D OTHER FIREARM C) TEL C) MD7 NAME (LAST, FIRST, MIDDLE, SUFFIX CODE AGE 22 (DIRECTION, STREET, SUFFIX, QUALIFIER) ADDRESS STATE CITY **23 BUSINESS PHONE** HOME PHONE HEIGHT WEIGHT HAIR COLOR / LENGTH / STYLE BUILD SKIN TONE EYES P 24 STATE DRIVER'S LICENSE # SOC. SEC. SID 81. **25** PERSON COMMENTS LCLOTHING SULIMONS / CITATION NUMBER(S) **26** ARREST CHARGE L ARREST DATE ARREST / SUMMONS DESCRIPTION PLATOON | BADGE 9AOGE 2 FM OIS DEPARTMENT ARREST NUMBER \$ 27

RADGE

O1 C) UNARMED

11 C FIREARM

BAINSES

13 🗆 RIFLE

REVIEWED BY:

14 D SHOTGUN

12 C HANDGUN 15 C OTHER FIREARM 30 C CLUB / BRASS KNUCKLES

ATTENTION TO:

FM DIS AFIS NUMBER

20 C) LETHAL CUT INSTRUMENT

(e.g. Switchbisde Knife, etc.)

ARRESTORIGIN

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ARREST / SUMMONS DESCRIPTION

ON VIEW (No Warrant)

C) CUSTODY (Warrant)

GATING OFFICER(S):

SUMMONS (No Custody)

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INDICATOR [] N/A

ARREST

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ARREST

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INDICATOR DN

[] MULTIPLE

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ARREST DATE

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ARMEDWITH

(ENTER "A" IF AUTO)

# TROY POLICE DEPT.

500 W, Big Beaver, Troy, Mt 48084 ORI #MI63784 NARRATIVE REPORT

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p.a.,.,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	DATE	DAY	SHIFT	PLAT	BADGE 1	BADGE 2	INCIDENT STATUS	PRIM CLASS	YEAR	INCIDENT #
	5/3/01	Thu	09	99	070	042	CLR ARRESTUNF CLR EXCEPTINACT		01	15389

Members of the Directed Patrol Unit conducted a liquor control compliance test at the above location using the listed student enforcement aides. Both of the enforcement aides were 19 years old at the time of the test.

The student enforcement aides entered the establishment and were seated at a table. The server, Andrzej Radzio, approached and asked if they wanted anything to drink. The female student enforcement aide asked for a glass of wine. The male student enforcement aide did not ask for anything.

A short time later, Radzio, returned with the glass of wine. Officers secured the scene and the student enforcement aides left the establishment. The managers were contacted as well as Radzio.

Officers spoke with Radzio who stated that he thought the female looked to be about 25 and thought the male looked to be about 16-17 years old. He stated that he usually asks for identification before serving alcohol. Radzio has been trained in the past about serving minors.

Radzio was issued a citation for serving alcohol to a minor without making diligent inquiry. A LCC violation report was filled out and filed with the commission.

Both the managers and Radzio were cooperative with officers during the investigation.

500	OY POLICE DEPT.  W. Big Beaver, Troy, MI 48084  ORI # MI6378400  NARRATIVE REPORT  WITNESS STATEMENT SUPP SCORR DELETE PAGE OF
01	DATE DAY SHIFT PLAT BADGE 1  DESCRIPTION OF DAY SHIP PLAT BADGE 1  DESC
02	Statement of: Dyan Fair Home Phone: 524 - 3977
03	Address: 500 W Rig Beauer Business Phone:
04	City: Troy State: MI Zip: 48084
05	
06	I Dyan Fair, entered Ruths Chris
07	Steakhase at 6:30 pm on May 3, 2001
08	I ordered a glass of merlot wine &
09	the waiter who was app. 62" with
10	short blond hair (male) served me with
11	but asking for any identification or
12	my birth date. My proportion partner pooles
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27	X: Dyan fan
28	Taken By: W. Wery # 224
	Place: 755 W. Big Beauer Date: 05 (3 (1) Time: 1992 INVESTIGATING OFFICER(S) REVIEWED BY ASSIGNED TO / BADGE ATTENTION TO
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State Driver's License Number	31		Social S	Security No.	******************
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Doubleday Bros. & Co., Kalamazoo, MI (616) 381-1040, (800) 632-2259

# Michigan Department of Consumer & Industry Services



# LIQUOR CONTROL COMMISSION (LCC)

7150 Harris Drive
P.O. Box 30005
Lansing, Michigan 48909-7505
Phone (517) 322-1390 ~ FAX (517) 322-6347

# VIOLATION REPORT

(Authorized by P.A.58 of 1998)

Cla License No. <u>-SD</u> M	* Officers Please Obtain I ss C. 8265–2001 SS 4 - 18889–2001 <u> </u>	This Information Fro	Fle# # 2
			usiness As <u>Ruth's Chris Steakhous</u> e
	eet, city, zip code) 733 W. Big		Oakland
*	Permit(s) Class C / SDM	·	•
7. Date of Violation:	(DAY)	08/17/01 (DATE)	7:15 AM o PM (HOUR)
8. Violation Type:	XMinorIntoxicated PersonFighting (must be inside licFailure to Cooperate	ensed premises)	Controlled Substances
	03/02/82 Was this a DECOY?		you MUST answer below:
	COPY OF APPEARANCE	E TICKET MUST I	BE ATTACHED
9. Submit Repor	t Below or Indicate Attached Re	eport # <u>01-29613</u>	
.h			
		·	
Officer Signature Officer Signature	Mad L	•	Officer Antonio Cascioli Officer Carl Barton
Department Name	Troy Police Department	Phone # (248) 52 <sup>1</sup>	4-3477

### WITNESSES

1. Name <u>Angela Bernadette Cocuzza</u>	Address 21719 Normandy, Eastpointe, MI, 48021
	asking for identification.
	Address c/o 500 W. Big Beaver Rd., Troy, MI, 4808
•	thout being asked for identification.
3. Name Joe Crowell	Address 755 W. Big Beaver Rd., Troy, MI, 48084
·	
4. Name Officers Cascioli & Barton	Address 500 W. Big Beaver Rd., Troy, Ml, 48084
	•
	Address
·	
	EVIDENCE
Location Held: Troy Police Department	Property Room - tag #114278
1 - Polaroid photo of a bottle of Laba	tt <sup>i</sup> s beer
	-
•	

TRO 500 VI. OFII #1	LICE DEPARTMENT  Beaver – Troy, MI 48084-5285	INCIL	DENT REPORT	. •	SUPP C
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03	7,5,5 W · BIG		USINESS NAME	75	BUSINESS PHONE
04	BUSINESS COMMENTS / ESTABLISHMENT DESCRIPTION	4.80.8414	RUTHS CHRIS ST ESTABLISCOE ORIGIN  D PHONE D PERSON	TEAKHOUSE HOWACTIVATED	Z69-8570  DATE: PATROL DECORPRING ON COMMUNICATION OF COM
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08	NATURE OF OFFENSE #3		DRUGS []		P POSSESSING / CONCEAUING T TRANSPORTING / TRANSMITTING / IMPORTING U USING / CONSUMING
09	NATURE OF OFFENSE #4		DRIVES D COMP D	PON #PREM ACTIVITY	OFFENSE COMMENTS
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# PERSON REPORT

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29	ARREST   ONVIEW TYPE   SUMMO	NS (No Cust	ody) ARHEST	E LI MULTIFLE  CI COUNTY  DE LI N/A			UPON ARE ARMED WI	TH	11 C	UNARME FIREARN	14	D RIFLE	GUN			witchbia	de Knife, e	tc.)	RRESTOR	Ľ	DISP DISP DITEL
30	INVESTIGATING OFFICE		Districtory			<u> </u>	(ENTER"A	· It: MUIL	ry 1% L.		EWED (	artesia vieriai biome	-	ENTION T		, GRASS	e NPEJESE.	-9 L	and)	La	1/84

# TROY POLICE DEPT.

500 W. Big Beaver, Troy, MI 48084 ORI #MI6378400

# NARRATIVE REPORT

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PAGE 1 OF 1

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ì				I	T	I		to a size of the s	PRIM CLASS	YEAR	INCIDENT #
	01	DATE	DAY	SHIFT	PLAT	DADGE 1	BADGE 2	INCIDENT STATUS	THIM CLASS	TEAR	INCIDENT #
	• •				A-1	4.		CLR ARREST UNF			
		8/17/01	WED	09	99	070		CLR EXCEPT INACT		01 -	29613**
		O( x // V x · · ·	77222	· · ·	A	W. W.					

MEMBERS OF THE DIRECTED PATROL UNIT WERE CONDUCTING A LIQUOR COMPLIANCE TEST AT THE ABOVE LOCATION. THE STUDENT ENFORCEMENT AIDES THAT WERE AT THE LOCATION WERE PAMELA JEANE MCDONALD WF, 030282 AND ANTHONY JOSEPH LAMERTO W/M, 031783.

THE STUDENT ENFORCEMENT AIDES ENTERED AND SAT AT A TABLE IN THE BAR. A W/F LATER IDENTIFIED ANGELA BERNADETTE COCUZZA APPROACHED THEM AND ASKED WHAT THEY WOULD LIKE TO DRINK. MCDONALD ASKED FOR A LABATT BEER. COCUZZA DID NOT ASK FOR ID OR AGE. LAMERATO ORDERED WATER. A SHORT TIME LATER, COCUZZA RETURNED WITH THE BEER AND THE WATER.

AFTER BEING SERVED THE BEER, MCDONALD NOTIFIED OFFICERS AND WE SECURED THE DRINK AND THE STUDENT ENFORCEMENT AIDES L EFT THE BAR. BARTON MADE CONTACT WITH THE MANAGEMENT AND EXPLAINED WHAT HAD JUST OCCURRED. OFFICERS WERE IN THE BAR AND WITNESSED THE SERVICE.

I SPOKE WITH COCUZZA AND ASKED WHAT SHE THOUGHT THE AGE OF THE GIRL WAS THAT ORDERED THE BEER WAS. SHE STATED THAT SHE THOUGHT SHE WAS ABOUT HER OWN AGE – ABOUT 24. SHE STATED THAT SHE MADE A JUDGEMENT CALL ON AGE AND ADMITTED THAT SHE DID NOT ASK FOR IDENTIFICATOIN. SHE THOUGHT THAT THE STUDENT ENFORCEMENT AID WAS OVER THE AGE OF 21.

COCUZZA WAS ISSUED CITATION # 632133 FOR SERVING ALCOHOL TO A PERSON UNDER 21 WITH OUT MAKING A DILIGENT INQUIRY. A LCC VIOATION WAS FILLED OUT AND FILED.

THE MANAGEMENT AND BARTENDER WERE ALL COOPERATIVE WITH OFFICERS.

TR 500	OX POLICE DEPT.  W, Big Beaver, Troy, MI 48084 ORI # MI6378400
01	DATE OF LAC OF 17 PLAT BADGE 1  BADGE 2  INCIDENT STATUS  PRIM CLASS YEAR INCIDENT #  CLR ARREST CUMF  CLR EXCEPT CINACT     0/ 296/3
02	Statement of: 3-2-82 Pangla (MCDagold) Home Phone: 810-739-3118
03	Address: 600 W. Big Beaule C Business Phone:
04	сіту: 1004 State: М. Zip: 48098
05	I, Pamela mcDonald entered Ruth's
06	chris steak house along with
07	anthony damerate at 715 pm on
08	8-17-01. We entered the bar area
09	I sat at a table that woo next
10	to the door. a short asian women
11	with black hair osked us what we
12	wanted Anthony asked for a water
13	and I asked for a habatt Blue.
14	The Waitress than gave me the
15	drink without asking me tocted.
16	Officers responded and we left
17	the borr
18	
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26 27	$\begin{array}{cccccccccccccccccccccccccccccccccccc$
28	(SIGNATURE)
29	Taken By:         Wolk &           (SIGNATURE)         (SIGNATURE)           Place:         57/1/10 N/           Date:         8-17-0/           Time:         300
American	Place: 57/1/07/ Date: 8-/7-0/ Time: 300 INVESTIGATING OFFICER(S) REVIEWED BY ASSIGNED TO / BADGE ATTENTION TO
11-95 CLBMIS OP-493	

# Department of Consumer & Industry Services Kathleen M. Wilbur, Director

November 7, 2001

Prime Steak-Troy, L.L.C. d/b/a Ruth's Chris Steakhouse 755 W. Big Beaver Troy, MI 48084

RE: Complaint No. 1-64670

Dear Licensee:

Enclosed is a copy of the Commissioner's Order issued as the result of the above Complaint.

If you elect to pay the fine, a bank or postal money order, certified check, or authorized credit card payable to the STATE OF MICHIGAN must be received in this office no later than December 10, 2001 as indicated on your Invoice No. 77605. Failure to submit the fine will result in confiscation of your license for the alternative penalty.

REC'D & 46

Should you wish to appeal the decision, a request for an appeal, accompanied by a fee of \$25 must be received in this office within 20 days from the mailing date of this Order. IN FILING FOR AN APPEAL, YOU MUST STATE YOUR REASONS FOR REQUESTING THE APPEAL OR YOUR REQUEST WILL NOT BE HONORED.

If there are any questions regarding this Order, please contact Hearings and Appeals at (517) 322-1390. Our office hours are from 8:00 a.m. to 5:00 p.m.

Sincerely,

MICHIGAN LIQUOR CONTROL COMMISSION

K Conhle

Susan K. Conklin, Supervisor Hearings and Appeals

SKC:tt

Enclosures

c: VTroy PD

### STATE OF MICHIGAN

# DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES LIQUOR CONTROL COMMISSION

IN RE: PRIME STEAK-TROY, L.L.C.

D/B/A RUTH'S CHRIS STEAKHOUSE

755 W. BIG BEAVER TROY, MI. 48084 COMPLAINT NO. 1-64670 BUSINESS I.D. NO. 5400

CLASS C SDM

# CHARGE - August 17, 2001

(1) Sell, furnish or give away alcoholic liquor to a person, one Pamela McDonald, who had not then attained the age of twenty-one (21) years, contrary to Const. 1963, Art. 4, §40 and contrary to Section 801(2) and/or Section 701(1) of the Michigan Liquor Control Code, MCL 436.1801(2) and/or MCL 436.1701(1).

# **FINDINGS OF FACT**

The Commissioner finds as fact that based upon the signature of J. Stan Harris, a member of the above named Licensed Limited Liability Company, on the Waiver and Acknowledgment form of the Michigan Liquor Control Commission (MLCC), the aforementioned Licensee in this case voluntarily waived right to contest the cited allegation in this matter and, further, waived right to a hearing and entered a plea of acknowledgment to the one charge stated in Case No. 1-64670 pursuant to Rule 436.1907 of the MLCC.

The Commissioner further accepts the Violation Report of this case and attachments therein and a True Copy of the prior record of this Licensee since being licensed by the MLCC at the above named location under the current ownership as

evidence in lieu of testimony in this matter.

The Commissioner believes and finds as fact, on the bases of the Violation Report and attachments therein, that Pamela McDonald, while under the direction of the Troy Police Department, entered the above named licensed establishment during August 17, 2001 and was served alcoholic liquor by an employee of the abovenamed Llicensee without showing proper proof of age.

The Commissioner further finds that the employee of the above-named

Licensee in this case did not demand, nor was shown, proper proof of age and did

not make a diligent inquiry to determine the proper true age of the purchaser.

The Commissioner further believes and finds as fact, on the bases of the Violation Report and attachments therein, that Pamela McDonald was 19 years of age at the time of this incident.

The Commissioner took under consideration for mitigative circumstances a signed written statement submitted by the above-named Stan Harris which stated, in part, that the employee involved in this case has been disciplined as a result of this incident, which outlined the training requirements of the Licensee, and which included successful decoy operation letters from the Troy Police Department.

PRIME STEAK-TROY, L.L.C. D/B/A RUTH'S CHRIS STEAKHOUSE COMPLAINT NO. 1-64670 PAGE 3

**CONCLUSIONS OF LAW** 

Based upon the aforementioned Acknowledgment and Findings of Fact, the

Commissioner concludes that the Licensee in Case No. 1-64670 did violate MCL

436.1801(2), as cited.

<u>ORDER</u>

In determining penalty for the charge for which a violation was found, the

Commissioner considered the Licensee's total record which shows one prior

violation which is similar to the one in this Complaint, and which occurred in May,

2001, since being licensed by the MLCC on May 16, 1996 at the above named

location under the current ownership.

The Commissioner, therefore, Orders a fine of \$750.00 as penalty in this

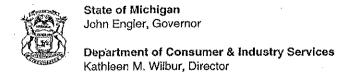
matter. The Commissioner further Orders that a suspension of 37 days be imposed

if the fine is not paid.

MICHIGAN LIQUOR CONTROL COMMISSION

Dated: October 31 2001

James M. Storey, Commissioner



Liquor Control Commission 7150 Harris Drive P.O. Box 30005 Lansing, Michigan 48909-7505 (517) 322-1345

July 26, 2001

(517) 322-1390 FAX (517) 322-6347

PRIME STEAK-TROY, L.L.C. D/B/A RUTH'S CHRIS STEAKHOUSE 755 W. BIG BEAVER TROY, MI 48084

(RECIDE 8/161)

RE: Complaint No. 1-61841

Dear Licensee:

Enclosed is a copy of the Commissioner's Order issued as the result of the above Complaint.

If you elect to pay the fine, a bank or postal money order or certified check payable to the STATE OF MICHIGAN must be received in this office no later than August 27, 2001 as indicated on your Invoice No. 75992. Failure to submit the fine will result in confiscation of your license for the alternative penalty.

Should you wish to appeal the decision, a request for an appeal, accompanied by a fee of \$25, must be received in this office within 20 days from the mailing date of this Order. IN FILING FOR AN APPEAL, YOU MUST STATE YOUR REASONS FOR REQUESTING THE APPEAL OR YOUR REQUEST WILL NOT BE HONORED.

If there are any questions regarding this Order, please contact Terri at (517) 322-1390. Our office hours are from 8:00 a.m. to 5:00 p.m.

Sincerely.

MICHIGAN LIQUOR CONTROL COMMISSION

Susan K. Conklin, Supervisor Hearings and Appeals

SKC:tt

Enclosures

c: Troy PD

### STATE OF MICHIGAN

# DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES LIQUOR CONTROL COMMISSION

IN RE: PRIME STEAK-TROY, L.L.C.

D/B/A RUTH'S CHRIS STEAKHOUSE

755 W. BIG BEAVER TROY, MI. 48084 COMPLAINT NO. 1-61841 BUSINESS I.D. NO. 5400

CLASS C SDM

# <u>CHARGE</u> - May 3, 2001

(1) Sell, furnish or give away alcoholic liquor to a person, one Dyan Fair, who had not then attained the age of twenty-one (21) years, contrary to Const. 1963, Art. 4, §40 and contrary to Section 801(2) and/or Section 701(1) of the Michigan Liquor Control Code, MCL 436.1801(2) and/or MCL 436.1701(1).

### FINDINGS OF FACT

The Commissioner finds as fact that based upon the signature of Stan Harris, a member of the above named Licensed Limited Liability Company, on the Waiver and Acknowledgment form of the Michigan Liquor Control Commission (MLCC), the aforementioned Licensee in this case voluntarily waived right to contest the cited allegation in this matter and, further, waived right to a hearing and entered a plea of acknowledgment to the one charge stated in Case No. 1-61841 pursuant to Rule 436.1907 of the MLCC.

The Commissioner further accepts the Violation Report of this case and attachments therein and a True Copy of the prior record of this Licensee since being licensed by the MLCC at the above named location under the current ownership as evidence in lieu of testimony in this matter.

The Commissioner believes and finds as fact, on the bases of the Violation Report and attachments therein, that Dyan Fair, while under the direction of the Troy Police Department, entered the above named licensed establishment during May 3, 2001 and was served alcoholic liquor by an employee of the above-named Licensee without showing proper proof of age.

The Commissioner further finds that the employee of the above-named Licensee in this case did not demand, nor was shown, proper proof of age and did not make a diligent inquiry to determine the proper true age of the purchaser.

The Commissioner further believes and finds as fact, on the bases of the Violation Report and attachments therein, that Dyan Fair was 19 years of age at the time of this incident.

The Commissioner took under consideration for mitigative circumstances a signed written statement submitted to the MLCC by the above-named Stan Harris.

### CONCLUSIONS OF LAW

Based upon the aforementioned Acknowledgment and Findings of Fact, the Commissioner concludes that the Licensee in Case No. 1-61841 did violate MCL 436.1801(2), as cited.

### ORDER

In determining penalty for the charge for which a violation was found, the Commissioner considered the Licensee's total record which shows no prior violation

# PRIME STEAK-TROY, L.L.C. D/B/A RUTH'S CHRIS STEAKHOUSE

COMPLAINT NO. 1-61841 PAGE 3

since being licensed by the MLCC on May 16, 1996 at the above named location under the current ownership.

The Commissioner, therefore, Orders a fine of \$500.00 as penalty in this matter. The Commissioner further Orders that a suspension of 25 days be imposed if the fine is not paid.

MICHIGAN LIQUOR CONTROL COMMISSION

Dated: July 14,2001

Ena Weathers, Commissioner



Charles T Craft, Chief of Police 500 West Big Beaver Road Troy, Michigan 48084 (248) 524-3443

### **MEMORANDUM**

## SUPPORT SERVICES DIVISION

DATE: January 29, 2002

TO: Jackie, Law Dept

FROM: Sgt. George Zielinski

SUBJECT: Summons' Dispositions

Hi Jackie-

Can I get the Summons' Dispositions (if adjudicated) for the following Liquor violations? Thanks

#### As requested!

Summons	Number	Date* *	NDefendant 15 2 2 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
624951		04/24/01	Hejais, Hannah 😘 🧎
618111		04/24/01	Badgero Pamela
618112		05/03/01	Radzio Andrzen
632133		08/17/01	Cocuzza, Angela
618101		05/03/01	, Almbida, Cleofas <sup>al</sup>
618107		08/17/01	Choi, Min 4
618102		08/17/01	
632140		09/25/01	⊸Chidyausiku, Rason⊯
632142		09/25/01	- Mkha⊁Ľuay Ł 器 提 ∜
618108		09/25/01	Kauf, Rajandech
632144		10/05/0	Lawson, Chad
. 1.	· 📆		

Jackie

Pled Guilty \$75 fine
Pled Guilty \$50 fine
Pled Guilty \$250 fine
PUA 6 mo. Set for 6-10-02
Pled Guilty \$75 fine
Pled Guilty \$150 fine
Pled Guilty \$250 fine
PUA 12 mo Set for 12-7-02
Pled Guilty \$50 fine
Bench Trial 2-12-02 / Bolle
Pled Guilty \$250 fine

Disposition

MICHIGAN

Bottle & Cork Wine Shop Bottle & Cork Wine Shop, Inc. 1660 John R Troy MI 48084 SDD 18683-2000 & SDM 11018-2000 Sale to Minor

## LCC Liquor Licensee History

Business name:

**Bottle & Cork Wine Shop** 

Address:

1660 John R (248) 689-0244

Licensee:

Bottle & Cork Wine Shop, Inc.

License type:

**SDD** (18683-2000) **SDM** (11018-2000)

Permits:

Sunday Sales

Comments:

Date	Troy Incident#	Туре	Disposition	Date
04/22/91		Council approves transfer of license		
11/04/92	92-33946	Sale to Minor (Compliance test)	\$200 fine	04/15/93
05/12/94		MLCC approves status change to Corporation		
03/17/99	99-10151	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
05/05/99	99-16637	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/22/99	99-23609	Compliance Test	PASSED	
07/20/99	99-27602	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
09/07/99	99-34536	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
10/27/99	none	Compliance Test	PASSED	
10/28/99	99-41398	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
07/25/00	none	Compliance Test	PASSED	
11/15/00	00-42345	Compliance Test	PASSED	
02/07/01	01-04515	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
04/20/01	01-13522	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
08/10/01	01-28532	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
08/14/01	01-29106	Compliance Test	PASSED	·
09/01/01	01-31455	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
09/25/01	01-34459	Sale to Minor (Compliance Test)	pending	

•				
10/25/01	01-38525	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
11/15/01	MLCC	Sale to Minor (MLCC Operation)	\$500	02/01/02
01/20/02	02-02146	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
		·		

#### BOTTLE & CORK PARTY STORE 1660 JOHN R RD

#### **2001 INCIDENT HISTORY**

Complaint Number	Report Date	Description
01-34459	09/25/01	LCC Violation
MLCC	11/15/01	LCC Violation
01-42214	11/24/01	Private Property Damage Accident

ON

## DEPARTMENT OF CONSUMER & INDUSTRY SERVICES LIQUOR CONTROL COMMISSION 7150 Harris Drive P. O. Box 30005 Lansing, MI 48909

## NOTIFICATION OF VIOLATION REPORT (Authorized by MAC R436.1905)



TO: City of Troy Police Department 500 West Big Beaver Road Troy, MI 48083

Date: Nov 16, 2001

This is to advise you that a violation has been submitted by investigators of the Liquor Control Commission charging the below named licensee with: sale of alcoholic beverages to a person less than 21 years of age in violation of R436.1801 Sec. 801 (2) (under age purchaser of the Commission)

on Thursday, November 15, 2001 at 2:48 PM.

Licensee: Bottle and Cork Wine Shop, Inc

Address: 1660 John R, Troy, MI 48048

You will be notified of the disposition of this alleged violation after a hearing has been held and a decision made. If you have any question contact the Enforcement Section at (517) 322-1370.

#### TROY POLICE DEPT.

500 W. Big Beaver, Troy, MI 48084

#### RRATIVE REPORT

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PAGE 1 OF 1

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DATE	DAY	SHIFT	PLAT	BADGE 1	BADGE 2	INCIDENT STATUS		PRIM CLASS	YEAR	INCIDENT #
9/25/01	Tue	09	99	070		CLR ARREST CLR EXCEPT	UNF INACT		01	34459

Directed Patrol Unit conducting liquor compliance test sent in student enforcement aid Anthony Lamerato w/m 03/17/83 (19 y/o) to the above location.

Lamerato selected the listed Budweiser beer and went to the register to purchase it. The clerk did not ask for any identification and the sale was completed.

Officers spoke with the assistant store manager, who is also the person who made the sale, Luay Joury-Tobia Alkas Mikha. Mikha stated that he did not ask for identification and that he thought that the student enforcement aid was at least 30. He stated that he was busy and thought about asking for ID but failed to. Officer Cascioli did not see any people in line at the time the sale was conducted. Mikha was issued a citation for furnishing/sell alcohol to minor. The store was issued a liquor violation, which will be filed with the Liquor Control Commission.

The beer was tagged and placed into evidence.

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TROY POLICE DEPT. 500 W. Big Beaver, Troy, MI 48084 ORI # MI6378400  NARRATIVE REPORT WITNESS STATEMENT SUPP CORR DELETE PAGE OF	
01 DATE OF SHIFT PLAT BADGE 1  DAY SHIFT PLAT BADGE 1  BADGE 2  INCIDENT STATUS  CLR ARREST UNF  CLR ARREST UNF  CLR ARREST UNF  CLR ARREST UNF  CLR EXCEPT INACT     0   1 34459	
0. statement of: Anthony Lamerato Home Phone: (248) 524-39	— ど
03 Address: 500 W Big Beaver Business Phone:	
04 City: Troy State: MJ Zip:	
05	
06 I (Anthony Lamerato) approached the counter	
07 With a 132 cz, Brdweiser and the	
08 male cashine asked no questions and T	
09 then paid for it.	
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28 Taken By: Lent 70	
29 Place: TCD	
Date: 7 - 23 Time: 036    INVESTIGATING OFFICER(S)   REVIEWED BY ASSIGNED TO / BADGE   ATTENTION TO	

# CONTROL CONTROL

#### Mic gan Department of Consumer & Lustry Services

#### LIQUOR CONTROL COMMISSION (LCC)

7150 Harris Drive
P.O. Box 30005
Lansing, Michigan 48909-7505
Phone (517) 322-1390 ~ FAX (517) 322-6347

#### **VIOLATION REPORT**

	(Au	athorized by P.A.58 of 1998)
	* Officers Please Obtain	This Information From The License *
License No. SDD-18	683 Zool SS Busines	ss ID 12 834 File#
	in the first term of the special design of t	(THIS INFORMATION NOT AVAILABLE ON LICENSE UNTIL 5/1/99)
41000111	Ę	
1. Name of Licensee Berr	THE JOURK WINE	SHOP 2. Doing Business As BOTTLE FORK WINE SHOP
3. Mailing Address (street, o	city, zip code) 1660	JOHN B
4. Township		5. County OAKLAND
6. Type of License(s) & Per	mit(s) SDD, SDM	, SUNDAY SALES
7. Date of Violation:	Tuf.	9-25-01 7:30 AM 01 PM
8. Violation Type:	Fighting (must be inside	(DATE) (HOUR)  After hours sales/consumption Gambling licensed premises) Controlled Substances  Prohibited Conduct OTHER:
if MINOR: Birth date 3	n-93 Was this a DECOY	? (Yes)/ No If no, you MUST answer below:
IF above minor violation wa	s not a decoy describe Enforce	ement Action Taken:
	The state of the s	
<del></del>		ICE TICKET MUST BE ATTACHED
9. Submit Report Be	low or Indicate Attached	Report #61-34459
	•	
	1	2
Officer Signature		Name and Title (print) ANTONIO CASCIOLI (OFFILER)
		Name and Title (print) ANTONIO CASCIOLI (OFFICER)  Name and Title (print) CARL PARTON (OFFICER)
Officer Signature	_	Name and Title (print) CITKL VARIOR ( 017 1007)
Department Name	TROY P.D. 0-2362	Phone # 524-3477

## OWNER WITNESSES

Will testify to: SELLING THE BOTTLE OF BUDWEISER TO THE DEOY WO  ASKING FOR (D.  2. Name
2. Name
Will testify to:  Address  Will testify to:  4. Name  Address  Will testify to:  5. Name  Address  Will testify to:  EVIDENCE  Location Held: 1 32 02 Bettle of Buoweiser in Troy
3. Name Address
3. Name Address
4. NameAddress
4. Name
5. Name
5. NameAddress  Will testify to:  EVIDENCE  Location Held:   32 02 Bottle of Budweiser in Troy
EVIDENCE  Location Held: 1 32 02 BETTLE OF BUDWEISER IN TROY
EVIDENCE  Location Held: 1 32 02 BETTLE OF BUDWEISER IN TROY
EUIDENCE LOCK-4P

PRESS - YOU ARE MAKING FIVE COPIES ORDER BY FORM NO. M76 (Revised 11/95) FIDLAR DOUBLEDAY KALAMAZOO, MI



State of Michigan John Engler, Governor

Department of Consumer & Industry Services Kathleen M. Wilbur, Director

Liquor Control Commission 7150 Harris Drive P.O. Box 30005 Lansing, Michigan 48909-7505 (517) 322-1345

February 5, 2002

Bottle & Cork Wine Shop, Inc. D/B/A Bottle & Cork Wine Shop 1660 John R Troy, MI 48084

RE:

Complaint No. 1-66518

Dear Licensee:

Enclosed is a copy of the Commissioner's Order issued as the result of the above Complaint.

If you elect to pay the fine, a bank or postal money order, certified check, or authorized credit card payable to the STATE OF MICHIGAN must be received in this office no later than March 11, 2002 as indicated on your Invoice No. 78324. Failure to submit the fine will result in confiscation of your license for the alternative penalty. In any event, costs assessed must be paid, as only fines assessed are alternative to a suspension.

Should you wish to appeal the decision, a request for an appeal, accompanied by a fee of \$25, must be received in this office within 20 days from the mailing date of this Order. IN FILING FOR AN APPEAL, YOU MUST STATE YOUR REASONS FOR REQUESTING THE APPEAL OR YOUR REQUEST WILL NOT BE HONORED.

If there are any questions regarding this Order, please contact Hearings and Appeals at (517) 322-1390. Our office hours are from 8:00 a.m. to 5:00 p.m.

Sincerely,

MICHIGAN LIQUOR CONTROL COMMISSION

Susan K. Conklin, Supervisor

Encar K. Corplin

Hearings and Appeals

SKC:II

**Enclosures** 

CC:

Inv. Judith Szlatenyi
Troy Police Dept

#### STATE OF MICHIGAN

## DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES LIQUOR CONTROL COMMISSION

IN RE: BOTTLE & CORK WINE SHOP, INC.

D/B/A BOTTLE & CORK

1660 JOHN R

TROY, MI. 48084

COMPLAINT NO. 1-66518

**BUSINESS I.D. NO. 12834** 

SDD SDM

CHARGE - November 15, 2001

(1) Sell, furnish or give away alcoholic liquor to a person, one unnamed minor, X-099, date of birth December 5, 1982, who had not then attained the age of twenty-one (21) years, contrary to Const. 1963, Art. 4, §40 and contrary to Section 801(2) and/or Section 701(1) of the Michigan Liquor Control Code, MCL 436.1801(2) and/or MCL 436.1701(1).

#### **FINDINGS OF FACT**

The Commissioner finds as fact that based upon the signature of Mike Al-Kas Mikha, an officer of the above named Licensed Corporation, on the Waiver and Acknowledgment form of the Michigan Liquor Control Commission (MLCC), the aforementioned Licensee in this case voluntarily waived right to contest the cited allegation in this matter and, further, waived right to a hearing and entered a plea of acknowledgment to the one charge stated in Case No. 1-66518 pursuant to Rule 436.1907 of the MLCC.

The Commissioner further accepts the Violation Report of this case and attachments therein and a True Copy of the prior record of this Licensee since being licensed by the MLCC at the above named location as evidence in lieu of testimony in this matter.

The Commissioner believes and finds as fact, on the bases of the Violation Report and attachments therein, that an unnamed minor, X-099, date of birth December 5, 1982, while under the direction of the Michigan Liquor Control Commission, entered the above named licensed establishment during November 15, 2001 and purchased alcoholic liquor from an employee of the above-named Licensee after showing proper proof of age which stated his true age of 18 and included the words "Under 21" on it.

The Commissioner further finds that the employee of the above-named Licensee in this case requested and was shown proper proof of age and did not make a diligent inquiry to determine the proper true age of the purchaser.

The Commissioner further believes and finds as fact, on the bases of the Violation Report and attachments therein, that the unnamed minor X-099, date of birth December 5, 1982, was 18 years of age at the time of this incident.

The Commissioner took under consideration for mitigative circumstances a signed written statement submitted to the MLCC by the above-named Mike Al-Kas Mikha.

#### **CONCLUSIONS OF LAW**

Based upon the aforementioned Acknowledgment and Findings of Fact, the Commissioner concludes that the Licensee in Case No. 1-66518 did violate MCL 436.1801(2), as cited.

BOTTLE & CORK WINE SHOP, INC. D/B/A BOTTLE & CORK WINE SHOP

COMPLAINT NO. 1-66518

PAGE 3

**ORDER** 

In determining penalty for the charge for which a violation was found, the Commissioner considered the young age of the purchaser and the Licensee's total record which shows one prior violation which is similar to the Charge in this Complaint, and which occurred in 1992, since being licensed by the MLCC on June 25, 1991 at the above named location; further, the Commissioner noted that the above-named Licensee successfully passed a MLCC decoy operation in November,

The Commissioner, therefore, Orders a fine of \$500.00 as penalty in this matter. The Commissioner further Orders that a suspension of 25 days be imposed if the fine is not paid.

MICHIGAN LIQUOR CONTROL COMMISSION

Dated: Feb. 1 2002

1999.

ames M. Storey, Commissioner



Charles T Craft, Chief of Police 500 West Big Beaver Road Troy, Michigan 48084

(248) 524-3443

## **MEMORANDUM**

## SUPPORT SERVICES DIVISION

DATE: January 29, 2002

TO: Jackie, Law Dept

FROM: Sgt. George Zielinski

SUBJECT: Summons' Dispositions

Hi Jackie-

Can I get the Summons' Dispositions (if adjudicated) for the following Liquor violations? Thanks.

#### As requested!

Summons Number	Date	Defendant	Disposition
624951	04/24/01	Hejais, Hannah	Pled Guilty \$75 fine
624951 618111 618112	04/24/01		Pled Guilty \$50 fine
618112	05/03/01	Radzio, Andrzen	Pled Guilty \$250 fine
632133	08/17/01	Cocuzza, Angela	PUA 6 mo. Set for 6-10-02
618101	05/03/01	Almbida, Cleofas	Pled Guilty \$75 fine
618107	08/17/01	Choi, Mi	Pled Guilty \$150 fine
618102	08/17/01	Ducato, Joseph	Pled Guilty \$250 fine
632140	09/25/01		PUA 12 mo Set for 12-7-02
632142	09/25/01	Mikha, Luay	Pled Guilty \$50 fine
618108	09/25/01		Bench Trial 2-12-02 / Bolle
632144	10/05/01	Lawson, Chad	Pled Guilty \$250 fine

**Jackie** 

MICHIGAN



500 West Big Beaver Troy, Michigan 48084 Fax: (248) 524-0851 www.ci.troy.mi.us

Area code (248)

Assessing 524-3311

Bldg. Inspections 524-3344

Bldg. Maintenance 524-3368

City Clerk 524-3316

City Manager 524-3330

Community Affairs 524-1147

Engineering 524-3383

Finance 524-3411

Fire-Administration 524-3419

Human Resources 524-3339

Information Services 619-7279

Law 524-3320

Library 524-3545

Parks & Recreation 524-3484

Planning **524-3364** 

Police-Administration 524-3443

Public Works 524-3370

Purchasing 524-3338

Real Estate & Development 524-3498

Treasurer

524-3334

General Information 524-3300

Bottle & Cork Wine Shop Bottle & Cork Wine Shop, Inc. 1660 John R Troy, Michigan 48084

Re: Liquor License:

SDD 18683-2000 & SDM 11018-2000

Bottle & Cork Wine Shop

1660 John R

Troy, Michigan 48084

Pursuant to Chapter 92, Section 9.84 of the Code of the City of Troy, Public Hearings will be held by and before the Council of the City of Troy at City Hall, 500 W Big Beaver, Troy Michigan on Wednesday, February, 27, 2002 at 7:30 PM. These hearings allow the Troy City Council to review liquor license violations occurring the previous year.

As you are aware, your licensed establishment was cited for a liquor violation. However, due to time constraints, City Council will hold public hearings only for licensed establishments which have been cited with a violation on more than one occasion in the preceding four years.

There will not be a formal public hearing concerning your establishment, and therefore City Council will not make any recommendations for suspension and/or revocation to the MLCC. However, City Council will be aware of your liquor license citation, and is vested with the authority to pass resolutions concerning the sale of alcohol in your business. One example of a resolution recently passed by Council mandated all servers/sales clerks of a licensee to attend TIPS/TAMS training. You may wish to be present at the City Council meeting to address any questions or concerns that arise concerning your establishment.

If you have questions regarding the procedure or the facts and circumstances surrounding your violation(s), you may contact the City Attorney's office at (248) 524-3320.

Sincerely,

Barbara A. Holmes Deputy City Clerk

bara a Holmes

Hollywood Super Market
Hollywood Super Market, Inc.
2670 W. Maple
Troy MI 48084
SDD 72951-2000
SDM 6965-2000
Sale to Minor (Compliance Test)

## LCC Liquor Licensee History

Business name:

**Hollywood Super Market** 

Address:

2670 W. Maple (248)

Licensee:

Hollywood Super Market, Inc.

License type:

**SDD** (72951-2000) **SDM** (6965-2000)

Permit:

Sunday Sales

Comments:

Retained by: Tom Coccino, 313-566-2500

Date	Troy Incident#	Туре	Disposition	Date
05/23/86	86-14967	Sale to minor (compliance test)	Fined \$100	
11/21/86	86-36412	Sale to minor (compliance test)	Fined \$200	
10/26/89	89-33804	Sale to minor (compliance test)	Fined \$500	04/11/90
11/17/93	93-35993	Sale to minor	Fined \$400	02/02/94
12/15/98	98-50421	Sale to minor (compliance test)	Fined \$700	02/16/99
03/05/99	99-08530	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
05/03/99	99-16253	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/23/99	99-23656	Compliance Test	PASSED	
07/29/99	99-28860	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
11/26/99	99-45219	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
07/25/00	none	Compliance Test	PASSED	
11/15/00	00-42356	Compliance Test	PASSED	
08/14/01	01-29110	Compliance Test	PASSED	
09/25/01	01-34453	Sale to Minor (Compliance Test)	pending	
10/23/01	01-38243	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
01/10/02	02-01016	Liquor Inspection (Road Patrol)	NO VIOLATIONS	

500 W	POLICE DEPARTMENT Big Beaver - Troy, MI 48084-5285	INCIDENT REPORT	SUPP
	A16378400  DAY SHIFT PLATOON BAD	C12 C3 CSTRANGIOR DECLERO T CART	PAGE OF SINCIDENT NUMBER
01	RECEIVED DISPATCHED ARRIVED COMPLETE	H Z O 7 O E10 C) DEATH OF OFFENDER E13 C) PÉRUSED TO COOPERATE D DATE(S) OCCURED E11 C) PROSECUTION DECURED E14 C) JUNEMILE, NO CUSTODY TIMES(S) OCCURED	34453 ASSIGNED HOUR / DAY
02	LOCATION / ADDRESS (DIRECTION, STREET, SUFFIX, QUALIFIER)	1900	19TUE
03	2670 W. MAPLE	LOCATION 2 (INTERSECTING STREET)  COOLIDGE	
04	TROY M14.808	CODE BUSINESS NAME	BUSINESS PHONE 643-6770
05	BUSINESS COMMENTS / ESTABLISHMENT DESCRIPTION	ESTABICODE ORIGIN HOW ACTIVATED	PATROL GEOGRAPHIC
	NATURE OF OFFENSE #1	ATT CRIMECULASS ALCOHOL BIAS WEAPON #PREM ACTIVITY	
06	FURNISH ALCOHOL TO MINOR	DRUGS COMP COMP COMP COMP COMP COMP COMP COMP	B BUYING / RECEIVING C CULTIVATING / MANUFACTURING / PUBLISHING
07		ATT CRIME CLASS   ALCOHOL   BIAS   WEAPON   PREM   ACTIVITY   COMP   COM	D DISTRIBUTING / SELLING E EXPLOITING CHILDREN O OPERATING / PROMOTING / ASSISTING
08	NATURE OF OFFENSE #3	ATT CHIME CLASS ALCOHOLD BIAS WEAPON A PREM ACTIVITY DRUGS COMP C	P POSSESSING / CONCEAUNG T TRANSPORTING / TRANSMITTING / IMPORTING U USING / CONSUMING
09	NATURE OF OFFENSE #4	ATT CRIME CLASS ALCOHOL BIAS WEAPON PPREM ACTIVITY DRUGS D	OFFENSE COMMENTS
CODES	(1) REPT'D BY (2) OWNER (3) VICT (4) PERS INTERV (5) ARREST (	5) SUSPECT (7) MISSING (8) WITN (9) SECUR'D BY (0) JUV ARREST (D) DRIVER (P) PASS	
<del>diamenta de la como</del>	CODE VICT # NAME (LAST, FIRST, MIDDLE, SUFFIX)	PAC	SENGER (S) SUMMONED (R) RESPONSIBLE
<b>№</b> 10	ADDRESS (DIRECTION, STREET, SUFFIX, QUALIFIER)	ASCIOLI, BARTON	
11			STATE ZIP
<b>6</b> 12	HOME PHONE STATE	DRIVER'S LICENSE # PERSON COMMENTS / OTHER I.	D
<b>13</b>	CONNECTED I I INDIVIDUAL G G GOVERNMENT	S □ SOCIETY / PUBLIC VICTIMINURY O □ OTHER N □ NONE M □ MINOR INJURY I □ POSS, INT. INJURIES	T □ LOSS OF TEETH F □ FATAL
14	TO OFFENSE 2 14 B B BUSINESS R B RELIGIOUS  RELATIONSHIP OF VICTIM TO OFFENDER WITHIN FAMILY  01 SPOUSE 05 CHILD 09 STEPPARENT	P O POLICE OFFICER B BROKEN BONE O MAJOR INJURY L SEVERE LACERATION OUTSIDE FAMILY, BUT KNOWN NOT KNO	N U□ UNCONSCIOUSNESS  DWN REL/OFF# FELONIOUS
UU 144	02 CL SPOUSE 06 GRANDPARENT 10 STEPCHILD 03 PARENT 07 GRANDCHILD 11 STEPSIBLING	20 ACQUAINTANCE         24 BOY / GIRL FRIEND         28 EMPLOYEE         98 STRA           21 FRIEND         25 CHILD OF "BG" ABOVE         29 EMPLOYER         99 UNKN           22 NEIGHBOR         26 HOMOSEXUAL REL.         30 OTHERWISE KNOWN         REL /**	OWN CIRCUMSTANCES
∭ 15	04 SIBLING 06 IN-LAW 12 OTHER FAMILY  CODE OFF NAME (LAST, FIRST, MIDDLE, SUFFIX)	23 BABYSITEE (baby) 27 EX-SPOUSE 31 VICTIM WAS OFFENDER	
16	OBERMESIK,	PAILIP ROBERT W	M 08 28 8 1 AGE
A 17	ADDRESS (DIRECTION, STREET, SUFFIX, QUALIFIER)	1 TROY	m148084
§ 18	HOME BUSINESS PHONE	HEIGHT WEIGHT EYES HAIR COLOR / LENGTH / STYL	
19	STATE DRIVER'S LICENSE #	SOC. SEC. # SID # FE	36 #
£ 20	M10,1,6,5,6,8,3,7,4,5,6,7,2 PERSON COMMENTS / CLOTHING	SUMMONS / CITATION NUMBER(S)	
	ARREST / SUMMONS DESCRIPTION ARREST CHARGE	ARREST DATE PLATOON BADGE 1 BADGE 2 FM DIS DEPARTMENT	
§ 21	FUR ALCOHOL TO MINOR ARREST CHARGES	09,25,0,19904,207,0m -	
22		ARREST DATE PLATOON BADGE 1 BADGE 2 FM DIS AFIS NUMBER	
23	ARREST   ON VIEW (NO Warrant)   MULTIPLE   MULTIPLE   CLEATION (NO Custody)   ARREST   COUNT 1   INDICATOR   ON IA	CATOR [] N ARMED WITH 11 [] FIREARM 14 [] SHOTGUN (A.G. Switche	lede Knife etc.) [] EOD [] DED
ODES (	H) HOLD (S) STOLEN (E) EVIDENCE (L) LOST (A) ATTACKED (R)	(ENTER "A" IF AUTO) 12 HANDGUN 15 OTHER FIREARM 30 CLUB / BRA RECOVERED (F) FOUND (C) CONFISCATED (I) IMPOUNDED (V) SUSPECT VEHICLE (B) BL	SS KNUCKLES   MDT   TEL
24	CODES DESCRIPTION	PROPERTY TYPE QUANTITY YEAR MAKE  HEIN EKEN	BEER
25	STYLE COLOR(S) TOP/BOTTOM MONTH YEAR STATE LICE	ENSE SERIAL / VIN NUMBER / CONDITION / OTHER I.D.	
	STOLEN DAMAGED RECOVERED	PROPERTY TAG # LOCATION PROPERTY LEIN / NCIC REF #	
	S S S S S S S S S S S S S S S S S S S	ADGE NOTIFY DATE NOTIFY TIME PERSON / DEPARTMENT NOTIFIED	
27	XXMMENTS INSURANCE COMPANY / LIEN HOLDER / BANK		
28		SEIZED DRUGS	TYPE AMOUNT MEAS
	DPY CASCIOLI/ BAR	REVIEWED BY: ATTENTION TO:	
•	MY CHOW / DAK		

	SUF	p	L
*	フ	•	7

	Big Beaver – Troy, MI 48084-5285 MI6378400	PEK:	SON REPORT		SUPP L
01	DATE DAY SHIFT	PLATOON BADGE1 BADGE2	i wielus		INCIDENT NUMBER
CODES	(1) REPT'D BY (2) OWNER (3) VICT (4) PERS INTE		HIG (8) WITH (9) SECUR'D BY (0) JUV A	INVENUE NO CUSTODY   O   54	453
UU.	CODE VICT NAME (LAST, FIRST, MID	DDLE, SUFFIX)	(a) The (a) Second By (b) 300 A	RAC SEX DOB	SUMMONED (R) RESPONSIBLE AGE
<b>₩ 02</b>	ADDRESS (DIRECTION, STREET, SUFFIX	T FRED	Tary	wm to	TATE ZP
03	1 10 0 10 00 " 00	MAPLE	· · · · · · · · · · · · · · · · · · ·	RUY /	n148084
<b>6</b> 04	HOME PHONE BUSINESS PHONE	STATE DRIVER'S LICENSE		PERSON COMMENTS / OTHER LD.  STORE MGR	>
57	VICTIM   1 3 VICTIM TYPE F	FINANCIAL S [] SOCIETY / PUBLIC GOVERNMENT O [] OTHER			
05		RELIGIOUS P POLICE OFFICER	N □ NONE M □ MINORINJUR B □ BROKENBONE O □ MAJORINJUR	Y L SEVERE LACERATION U U UN	SS OF TEETH F [] FATAL CONSCIOUSNESS
06	01 SPOUSE 05 CHILD 09 S	STEPPARENT 20 ACQUAINTANCE STEPCHILD 21 FRIEND	24 BOY / GIRL FRIEND 28 EMPLO	DYEE 98 STRANGER	REL / OFF # FELONIOUS ASSAULT CIRCUMSTANCES
∭ 07	03 PARENT 07 GRANDCHILD 11 ST	TEPSIBLING 22 NEIGHBOR	26 HOMOSEXUAL REL. 30 OTHER	RWISE KNOWN REL / OFF#	
	CODE MICHAEL MARKETTAN	OTHER FAMILY 23 BABYSITEE (baby) OLE, SUFFIX)	27 EX-SPOUSE 31 VICTIM	IWAS OFFENDER / RAC   SEX   DOB	AGE
<b>₩ 08</b>	1 L L L L L L L L L L L L L L L L L L L	*			
09	ADDRESS (DIRECTION, STREET, SUFFIX,	, QUALIFIER)	СПУ	sı	TATE ZIP
<u></u> 10	HOME PHONE BUSINESS PHONE	STATE DRIVER'S LICENSE #		PERSON COMMENTS / OTHER I.D.	
***************************************	VICTIM 1 3 VICTIM TYPE F	FINANCIAL S D SOCIETY / PUBLIC	VICTIMINUURY	Militaria de la companya de la comp	
¶ 11	TO OFFENSE 2 4 B BUSINESS R	GOVERNMENT O COTHER RELIGIOUS P D POLICE OFFICER	N □ NONE M □ MINOR INJUR		SOFTEETH F   FATAL
12		TEPPARENT 20 ACQUAINTANCE	r Known 24 Boy / Girl Friend 28 Emplo	YEE 98 STRANGER	EL/OFF# FELONIOUS ASSAULT
	03 PARIENT 07 GRANDCHILD 11 ST	TEPSIBLING 21 FRIEND 22 NEIGHBOR	25 CHILD OF "BG" ABOVE 29 EMPLO 28 HOMOSEXUAL REL. 30 OTHER	YER 99 UNKNOWN   NWISE KNOWN   REL / OFF #	CIRCUMSTANCES
∭ 13	04 SIBLING         08 IN-LAW         12 OT           CODE         OFF# NAME (LAST, FIRST, MICO	THER FAMILY 23 BABYSITEE (baby) DLE SUFFIXI	27 EX-SPOUSE 31 VICTIM	WAS OFFENDER / / / / / / / / / / / / / / / / / / /	
14		<b>,,</b>		RAC SEX DOB	AGE
<u> </u> 15	ADDRESS (DIRECTION, STREET, SUFFIX,	QUALIFIER)	ary	sı	ATE ZIP
	HOME PHONE BUSIN	NESS PHONE	HEIGHT WEIGHT EYES	HAIR COLOR / LENGTH / STYLE	BUILD SKIN TONE
16	STATE DRIVER'S LICENSE #	SOC. SEC. 6			<u> </u>
<b>8 17</b>		1 1 1 1 1 1 1 1 1	SIO #	FBI #	
[ ] 18	PERSON COMMENTS / CLOTHING	A manufacture of the state of t	SUMM	ONS / CITATION NUMBER(S)	
	ARREST / SUMMONS DESCRIPTION	ABREST CHARGE 1 ARREST DATE	PLATOON BADGE 1 BADGE 2	FM DIS DEPARTMENT ARREST NUMB	ER
§ 19	ARREST / SUMMONS DESCRIPTION				
20	ALLIENA L'AMBIETTA APPOCATE ARMA	ARREST CHARGE 2 ARREST DATE	PLATOON BADGE 1 BADGE 2	FM DIS AFIS NUMBER	
21	ARREST ON VIEW (No Warrant) HULTIPLE OF TYPE SUMMONS (No Custody) ARREST OF	MULTIPLE CLEAR DY UPON A			ARRESTORIGIN   DISP
	CODE OFF NAME (LAST, FIRST, MIDDLE			R FIREARM 30 CLUB / BRASS KNUCKLES	O MOT O TEL
22			•	IVIO SEX LOB	AGE
23	AODRESS (DIRECTION, STREET, SUFFIX, C	QUALIFIER)	arv	ST/	ATE ZIP
	HOME PHONE BUSIN	NESS PHONE	HEIGHT WEIGHT EYES	HAIR COLOR / LENGTH / STYLE	BUILD SKIN TONE
ปี 24	STATE DRIVER'S LICENSE #				
25	ome onven specials	SOC. SEC. #	SID#	F81#	
26	PERSON COMMENTS / CLOTHING		SUMMO	ONS / CITATION NUMBER(S)	:
5 -0	ARREST / SUMMONS DESCRIPTION	ARREST CHARGE 1 ARREST DATE	PLATOON BADGE 1 BADGE 2	FM DIS DEPARTMENT ARREST NUMBE	<b>*</b> P
27	ADDE			and the state of t	
28	ARREST / SUMMONS DESCRIPTION	ARREST CHARGE 2 ARREST DATE	PLATOON BADGE 1 BADGE 2	FM DIS AFISNUMBER	
1		MULTIPLE CLEAR DY UPON AR COUNT 1 INDICATOR D N ARMED W		20 LETHAL CUT INSTRUMENT	ARREST ORIGIN [] DISP
29	CUSTODY (Warrant) (NDICATOR D I		A"IFAUTO) 12 🗌 HANDGUN 15 🗎 OTHEF	3UN (e.g. Switchblade Knife, etc.) REFIREARM 30 CLUB / BRASS KNUCKLES	☐ FOP ☐ PER ☐ MDT ☐ TEL

#### Y POLICE DEPT NARRATIVE REPORT PAGE 3 OF 3 500 W. Big Beaver, Troy, MI 48084 X SUPP CORR ORI #M16378400 INCIDENT # YEAR PRIM CLASS INCIDENT STATUS BADGE 1 PLAT DAY DATE CLR ARREST UNF 34453 01 INACT CLR EXCEPT 070 09 99 9/25/01 Tue

Directed Patrol Unit conducting liquor compliance test sent in student enforcement aid Anthony Lamerato w/m 03/17/83 (19 y/o) to the above location.

Lamerato selected the listed Heineken beer and went to the register to purchase it. The clerk did not ask for any identification and the sale was completed.

Officers spoke with the assistant store manager, Fred Scott and the clerk, Philip Robert Obermesik. Obermesik stated that he did not ask for identification and that he thought that the student enforcement aid was over 21. Barton asked if there was a system in place for the cashier to enter a birth date before the sale of alcohol. Obermesik stated there was, he was able to override it by pushing the *enter* button. Obermesik was issued a citation for furnishing/sell alcohol to minor. The store was issued a liquor violation, which will be filed with the Liquor Control Commission.

The beer was tagged and placed into evidence.

TR 500	OY POLICE DEPT. W. Big Beaver, Troy, MI 48084  NARRATIVE REPORT
	ORI # MI6378400 WITNESS STATEMENT SUPP CORR DELETE PAGE OF DATE DAY SHIFT PLAT BADGE 1 BADGE 2 INCIDENT STATUS DRIM CLASS VEAR INCIDENT STATUS
01	01/12/5/01/17/05/01/18/07/0   BELT ANNEST   10/13/41-3
02	Home Phone: (248 / 324 ) 3751
03	Address: 500 W Big Beaver Business Phone:
04	City: ) rol/ State: M I zip:
05	
06	I (Anthony Lamerato) approached aisle
07	4 with a 6 pack of Heineken
80	
09	paid for it. The cashier who sold it to
10	
11	
12	
13	
14	
15	
16	
17	
18	
19	
20	
21	
22	
23	
24	
25	
26	
27	
28	Taken By: (SIGNATURE)
29	(SIGNATURE)
	Place: Date: 9-25 - Time: 07-30  NVESTIGATING OFFICER(S) REVIEWED BY ASSIGNED TO / BADGE ATTENTION TO

CHARGE FURMISH REPORTING OFFICER EVIDENCE TO PERSONAL Reviewed By: OWNER: NAME DEFENDANT: DEFENDANT: \_ COMPLAINT # INSTRUCTIONS TO PROPERTY SECTION: BEER. CLAIMED BY: **ADDRESS** THEST P SSHHS-10 TROY POLICE DEPARTMENT PROPERTY RECORD H-CHO FOR PROPERTY SECTION USE ONLY CASCOLI õ ROBERT FOUND MINOR MIDDLE BARTON OBERMESIK らった RECOVERED [ FOR PROPERTY SECTION USE ONLY DESCRIPTION CITY <u>8</u> PHONE DATE 9-25-01 COURT CONFISCATED | LOCKER #. SIX PACK 8-28-8 SERIAL # しつつ - DATE ZP. TIME 10 RACE/SEX RACE/SEX ٦ <u>٤</u> - BIN# TAG 114790 1900 HEINEKEN

DISPOSITION:

AUCTIONED []

DESTROYED [

PHOTO LAB []

OTHER []

DATE

Uniform Law Citation Nº 632141	☐ Victim Involved
US DOT # Incident No. 3445 2 Dept.	
Township & City Willess Co.	ion Device
OF: TROY	of <b>/</b>
THE UNDERSIGNED Month Day Year At approximately A.M. Date Month SAYS THAT ON:	Day Year
State Driver's Livense Number J J Social Security No.  Race Sex Height Weight Hair Eyes Occupation/Employer	18187
WM	
Name (First Middle, Last) ROBERT OBERMES IN	
Street 1287 W.A.R. # 411	
City Rad State Zip	Code
Vehicle Plate No. Year State Vehicle Description (Year, Make, Color)	Туре
THE PERSON NAMED ABOVE, in violation of Local Ordinance State Law Adminis	strative Rule
UPON JUNE TO WIMMIE	
AT OR NEAR HOLLYWOOD SUREMAKET	
WITHIN X CITY VILLAGE TOWNSHIP OF TROY COUNTY OF OAKLAND	
MCL Cite/PACC Code/	
Type Ordinance Description (include any bond amount collected on each of	
Amisa Drug	Ver 1
□Fet □Waiv 7 10 MO A.L.bCut INCULY	
☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐	2
☐Fel ☐Waiv	
☐C/I ☐Warn ☐Authorization pend. ☐Misd ☐Fug	
☐ Fel ☐ Waiv	3
TO THE COURT: Do not arraign on a felony charge until an authorized complaint is Offense Code(s)	filed.
1 2 3	
Key for Type C/I = Civil Infraction Misd = Misdemeanor Fel = Felony Warn = Warning Fu Walv = Violation for Which Fines/Costs May be Waived Authorization pend. = Authorization p	a = Funitive
Remarks	endina
	ending
	ending 7
	iending
CHECK IF APPROPRIATE Damage to Property Local Court Bond \$	iending Ticket No.
CHECK IF APPROPRIATE Damage to Property Local Court Bond \$	inding Ticket No.
Urry Uteriote Impounded Ulrijury Ulticense Posted In Lieu of Bond Appearance Certificate Person in Active Military Service Uyes UND Under	ending Ticket No. 0 321
Uvericle Impounded ☐ Injury ☐ License Posted In Lieu of Bond ☐ Appearance Certificate Person in Active Military Service ☐ Yes ☐ None SEE DATE BELOW. SEE BACK OF CITATION FOR EXPLANATION AND INSTRUCTIONS	ending Ticket No. 63214
Uvericle Impounded ☐ Injury ☐ License Posted In Lieu of Bond ☐ Appearance Certificate  Person in Active Military Service ☐ Yes ☐ None  SEE DATE BELOW. SEE BACK OF CITATION FOR EXPLANATION AND INSTRUCTIONS ☐ Appearance Date on or before ☐ Heading Date (if earliested)	Ticket No. 632141
Verticle Impounded Unjury Unicense Posted In Lieu of Bond Traffic Crash Death Appearance Certificate  Person in Active Military Service Yes No None  SEE DATE BELOW. SEE BACK OF CITATION FOR EXPLANATION AND INSTRUCTIONS  Appearance Date on or before Contact Cour	No. 632141
Usericle Impounded Unjury Uticense Posted In Lieu of Bond Appearance Certificate  Person in Active Military Service Uyes Uno None  SEE DATE BELOW SEE BACK OF CITATION FOR EXPLANATION AND INSTRUCTIONS  Appearance Date on or before Court will Notity Formal Hearing Date (if applicable) on Utility Formal Hearing Required (Court will Notity)	No. 632141
Usericle Impounded ☐ Injury ☐ License Posted In Lieu of Bond ☐ Appearance Certificate  Person in Active Military Service ☐ Yes ☐ None  SEE DATE BELOW. SEE BACK OF CITATION FOR EXPLANATION AND INSTRUCTIONS ☐ Appearance Date on or before ☐ Hearing Date (if applicable) on ☐ Contact Cour	No. 632141
Verticle Impounded Unjury Uticense Posted In Lieu of Bond Appearance Certificate  Person in Active Military Service Yes No None  SEE DATE BELOW. SEE BACK OF CITATION FOR EXPLANATION AND INSTRUCTIONS  Appearance Date on or before Court of Court will Notify)  In the 52-4 DISTRICT Court of OAKLAND COUNTY  Court Address & Phone Number	No. 632141
Verticle Impounded Unjury Ucercle Impounded Unjury Unterceted Industry Service University	No. 632141
Verticle Impounded   Injury   Iticense Posted In Lieu of Bond   Appearance Certificate	No. 632141
Verticle Impounded   Injury   Iticense Posted In Lieu of Bond   Appearance Certificate	No. 632141
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Verticle Impounded   Injury   Iticense Posted In Lieu of Bond   Appearance Certificate	No. 632141
Injury   Iticense Posted In Lieu of Bond   Traffic Crash   Death   Death   Appearance Certificate	No. 632141
Verticle Impounded   Injury   Iticense Posted In Lieu of Bond   Appearance Certificate	No. 632141

PRESS - YOU ARE MAKING FIVE COPIES ORDER BY FORM NO. M76 (Revised 11/95) FIDLAR DOUBLEDAY KALAMAZOO, MI

#### Michigan Department of Consumer & Industry Services



#### LIQUOR CONTROL COMMISSION (LCC)

7150 Harris Drive P.O. Box 30005 Lansing, Michigan 48909-7505 Phone (517) 322-1390 ~ FAX (517) 322-6347

## **VIOLATION REPORT**

	(A	uthorized by P.A.58 of 1998)
	* Officers Please Obtain	n This Information From The License *
License No. SDI	72451-ZOO1 SS Rusine	ess ID <b>/4754</b>
SDY	n 6965 - 2001	(THIS INFORMATION NOT AVAILABLE ON LICENSE UNTIL 5/1/99)
1. Name of Licensee	HOLLYWOOD SUPER MA	RKET 2. Doing Business As HOLLYWOOD SUPERMARKET
3. Mailing Address (s	treet, city, zip code) 2670	W. MAPLE
4. Township		5. County OAKLAND
6. Type of License(s)	& Permit(s) 500 , 50M	, S'UNDAY SALES
7. Date of Violation:	TUE	9-25-01 7:00 AM or EM
	(DAY)X_Minor	(DATE) (HOUR)
8. Violation Type:	Intoxicated PersonFighting (must be inside	After hours sales/consumptionGambling e licensed premises)Controlled SubstancesProhibited Conduct OTHER:
if MINOR: Birth da		Y ? Yes No If no, you MUST answer below:
		ement Action Taken:
		ICE TICKET MUST BE ATTACHED
9. Submit Repo	ort Below or Indicate Attached	Report # <u>01- 34453</u>
<b>y</b>		
	. ,	
~		Name and Title (print) ANTONIO CASCIOLI (OFFICER)
Officer Signature	July	Name and Title (print) ANTONIO CASCIOLI (OFFICER)
Officer Signature		Name and Title (print) CARL BARTON (OFFICER)
Department Name _ LC-600 Rev. 4/99	1ROY P. D 4880-2362	Phone # 524-3477

## WITNESSES

1. Name FRED SCHOTT Address 2670 W MAPLE 643	-6770
Will testify to: BEING ADVISED OF SITUATION BY Plos	
2. Name PHILIP ROBERT OBERMESIK Address 1283 KIRT	
Will testify to: SELLING SIX PACK OF HEINEKEN TO DECOY.	
3. Name Address	
Will testify to:	
4. NameAddress	
Will testify to:	
5. Name Address	-
Will testify to:	
EVIDENCE	
EUIDENCE LOCKUP.	
	4444-4

Picano's
Picano Restaurant, Inc.
3775 Rochester Road
Troy MI 48084
Class C 7024-2000
Sale to Minor (Compliance Test)

## LCC Liquor Licensee History

Business name:

Picano's

Address:

3775 Rochester (248) 689-8050

Licensee:

Picano Restaurant, Inc.

License type:

Class C (7024-2000)

Permits:

Sunday Sales, Dance

Comments:

Date	Troy Incident#	Туре	Disposition	Date
01/10/99	99-01384	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
03/07/99	99-08859	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/24/99	99-24021	Compliance Test	PASSED	
11/23/99	none	Compliance Test	PASSED	
07/26/00	none	Compliance Test	PASSED	
08/27/00	00-31759	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
11/01/00	00-40522	Compliance Test	PASSED	
11/17/00	00-42668	Compliance Test	PASSED	
01/13/01	01-01556	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
03/23/01	01-10004	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
05/03/01	01-15405	Sale to Minor (Compliance Test)	\$400	01/10/01
06/15/01	01-21115	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
08/17/01	01-29650	Compliance Test	PASSED	
09/01/01	01-31478	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
10/02/01	01-35423	Compliance Test	PASSED	
11/26/01	01-42361	Liquor Inspection (Road Patrol)	NO VIOLATIONS	

We win which w	maliad mora morason				· .						•	
500 W.	POLICE DEPARTMENT Big Beaver - Troy, MI 480 MI6378400				PERS	SON F	REPORT					SUPP [ PAGE 20F2
01	DATE 0,5,0,3,0,1	1	SHIFT PLATOON	BADGE!	BADGE 2	7 /\ E1	CRISTATUS	ENDER E13 C	EXTRADICTION DECLINED  REFUSED TO COOPERATE  JAVERILE, NO CUSTODY		INCIDENT NUM	IBER IKU/2K
CODES		(3) VICT (4) PER:	S INTERV (5) ARR	EST (6) SUSPE	CT (7) MISSI	where we have	TN (9) SECUR			R (P) PASSENGER	(S) SUMMONED	(R) RESPONSIBLE
<b>₩ 02</b>	CODE VICT	NAME (LAST, FIR	IST, MIDDLE, SUFFIX)	1AN						PAC SEX	THE SOURCE CONTRACTOR AND THE SOURCE CONTRAC	8219
03	1 1	HECTION, STREET,	SUFFIX, QUALIFIER)	16 4	BEAL	IER		CITY			STATE ZIP	808.4
<b>6</b> 04	HOMEPHONE	BUSINESS PHO	ONE	STATE DRIVE	R'S LICENSE #				PERSON COMMENT			-1-6-17
05	CONNECTED	VICTIM.TYPE  I INDIVIOUAL  B I BUSINESS	F  FINANCIAL G  GOVERNME R  G RELIGIOUS	NT O DOT	CIETY / PUBLIC HER LICE OFFICER	N D NON	1E M	UNIRONIM DI			LOSS OF TEETH	F 🗆 FATAL
06	RELATIONSHIP OF VICTIM TO 01 SPOUSE 05 CH	OFFENDER WITHIN	FAMILY 09 STEPPARENT	OUTSID 20 ACC	E FAMILY, BUT UAINTANCE	KNOWN 24 BOY	/ / GIAL FRIEND	28 EMP	LOYEE	NOT KHOWN 96 STRANGER 99 UNKNOWN	REL/OFF#	FELONIOUS ASSAULT CIRCUMSTANCES
07	7	IANDPARENT IANDCHILD LAW	10 STEPCHILD 11 STEPSIBLING 12 OTHER FAMILY	21 FRIE 22 NEIC 23 BAB		26 HO	LD OF "BG" ABOV JOSEXUAL REL, SPOUSE	30 OTH	LOYER ERWISE KNOWN IM WAS OFFENDER	REL / OFF #	/	
<b>₩ 08</b>	COOE VICT#	NAME (LAST, FIRS	ST, MIDDLE, SUFFIX)	GAG	27					RAC SEX C	OB	AGE 1 G
09	ADDRESS (DIR	TECTION, STREET, S	SUFFIX, QUALIFIER)		BEA	VER	<u> </u>	ату	RUY		STATE ZIP	 -084
<b>6</b> 10	HOME PHONE	BUSINESS PHO			'S LICENSE #				PERSON COMMENT	S/OTHERLO.		21_1
11	CONNECTED	ICTIM TYPE I D INDIVIDUAL B D BUSINESS	F □ FINANCIAL G □ GOVERNMEI R □ RELIGIOUS	NT O□OTH	RETY / PUBLIC IER ICE OFFICER	VICTIMINA N (1) NON B (1) BRO	Е , м	☐ MINORINUU ☐ MAXORINUU			LOSS OF TEETH	F () FATAL
12	RELATIONSHIP OF VICTIM TO C 01 SPOUSE 05 CHI 02 C-L SPOUSE 06 GR		FAMILY 09 STEPPARENT 10 STEPCHILD	I .	E FAMILY, BUT UAINTANCE	24 BOY	/ GIAL FRIEND .D OF "BG" ABOV	28 EMPI	the second secon	NOT KNOWH SE STRANGER SE UNKNOWN		FELONIOUS ASSAULT CIRCUMSTANCES
13	1	ANDCHILD	11 STEPSIBLING 12 OTHER FAMILY	22 NEIG	and the second second		IOSEXUAL REL.	30 OTH	ERWISE KNOWN M WAS OFFENDER	REL/OFF#		
14	CODE OFF#	PICAN	ST, MIDOLE, SUFFIX)	Dom	18116					RAC SEX D	)B	AGE
<b>15</b>	ADDRESS (DIR	ECTION, STREET, S		DO;		· · · · · · · · · · · · · · · · · · ·		any .	<u>`</u> ````	1001111	STATE ZIP	
<u>16</u>	HOME PHONE	1000(1	BUSINESS PHONE	-8050	ኃ	HEIGHT	WEIGHT	EYES	HAIR COLOR / LEN	IGTH / STYLE	BUILD	SKIN TONE
R 17	STATE DRIVER'S LICENSE		1 000	Soc. se		11	SID	*		FBI#	1 1	<u></u>
E 18	PERSON COMMENTS / CLOTHIN	NG C	)WWE		. ·		<u> </u>	SUM	MONS / CITATION NUM	IBER(S)	· · · · · · · · · · · · · · · · · · ·	
§ 19	ARREST / SUMMONS DESCRIPT	FION	ARREST CH		TDATE	Pt	ATOON BADGE	1 BADGE	2 FM DIS DE	PARTMENT ARREST	NUMBER	
20	ARREST / SUMMONS DESCRIPT	MON	ARRESTOL	ARGE 2 ARRES	TOATE	Pi.	ATOON BADGE	1 BADGE	2 FM DIS AF	IS NUMBER	······································	***************************************
21	ARREST ON VIEW (No Warr TYPE SUMMONS (No Cu	ustoxiy) ARREST		CLEAR (			01 D UNARM 11 D FIREARI 12 D HANDGI	M . 14 🗆 SHO	TGUN	LETHAL CUT INSTRU (e.g. Switchblade Knife CLUB / BRASS KNUC	etc.) 🗆 FOP	RIGIN   DISP   PER   TEL
22	term where contract a restrict a MCONTRACT with the restrict and a second	NAME (LAST, FIRST	T, MIODLE, SUFFIX)	LE	MA					PAC SEX DO		AGE
<b>Д</b> 23	ADDRESS (DIRE	ECTION, STREET, SI						CITY 1 E	20Y		STATE ZIP	-084
<b>24</b>	HOME PHONE		BUSINESS PHONE	-S050		HEIGHT	WEIGHT	EYES	HAIR COLOR / LEN	GTH / STYLE	BUILD	SKIN TONE
<b>B</b> 25	STATE DRIVER'S LICENSE			SOC. SE	C. #.	IL	SID	<del></del>	· <del>-                                   </del>	Fal.	<del></del>	<del></del>
<b>26</b>	PERSON COMMENTS / CLOTHIN	EN.	M6	2	<del></del>			SUMI	ACKS / CITATION NUM	BER(S)	***************************************	
\$ 27	ARREST / SUMMONS DESCRIPTI	ION	ARREST CHA	ARREST	DATE	PL	ATOON BADGE	1 BADGE	2 FM DIS DE	PARTMENT ARREST	UMBER	
<b> </b>	ARREST / SUMMONS DESCRIPTI	ON	ARREST CHA	VROE 2 ARREST	DATE	PU	ATOON BADGE	1 BADGE	Z FM DIS AFI	SNUMBER		

ARREST ON VIEW (No Warrant)

TYPE SUMMONS (No Cuatody)
CUSTODY (Warrant)

INVESTIGATING OFFICER(S):

29

MULTIPLE [] MULTIPLE ARREST [] COUNT I INDICATOR [] N/A CLEAR DY UPON ARREST INDICATOR DN ARMED WITH (ENTER "A" IF AUTO)

01 C UNARMED 13 C RIFLE 20 C LETHAL CUT INSTRUMENT
11 C FIREARM 14 C SHOTGUN (e.g. Switchblade Knife, etc.)
12 C HANDGUN 15 C OTHER FIREARM 20 C CLUB / BRASS KNUCKLES

ATTENTION TO:

REVIEWED BY:

O DISP
D PER

ARREST ORIGIN

FOP

MDT

TR 500	COY POLICE DEPT.  W. Big Beaver, Troy, MI 48084 ORI # MI6378400 ORI # MI6378400 ORI # MI6378400 ORI # MI6378400
01	DATE DAY SHIFT PLAT BADGE 1 BADGE 2 INCIDENT STATUS PRIM CLASS YEAR INCIDENT #
02	Statement of: Duan Fair Home Phone: 524 - 3477
03	Address: 500 W. Big Bewer Rd Business Phone:
04	city: TVOV State: MI Zip: 18084
05	
06	I, Duan Fair, entered Picanos with
07	1
08	I ordered a horf orate carse of merlos.
09	The waitress served me without
10	asking for any i.d. or my birthdate,
11	I pointed the server but to officer
12	Barton 4 my partner and 4men 10Ft
13	the building.
14	
15	
16	
17	
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19	
20	
21	
22	
23	
24	
25	
26	
27	x: Dypert Cell
28	Taken By: W. Chen # 224 (SIGNATURE)
29	Place: 3775 ROCHESTER Date: 05 03 01 Time: 2190
11-95 CLEMIS OP 495	INVESTIGATING OFFICER(S)  REVIEWED BY ASSIGNED TO / BADGE ATTENTION TO

#### TROY POLICE DEPT.

500 W. Big Beaver, Troy, MI 48084

#### NARRATIVE REPORT

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DELETE

PAGE 1 OF 1

	•									4 km,	1 AGE 01	
-		DATE	DAY	SHIFT	PLAT	8ADGE 1	BADGE 2	INCIDENT STATUS	PRIM CLASS	YEAR	INCIDENT #	ŀ
		5/3/01	Thu	09	99	070	042	CLR ARREST UNF CLR EXCEPT INACT		01	15405	

Members of the Directed Patrol Unit conducted a liquor control compliance test at the above location using the listed student enforcement aides. Both of the enforcement aides were 19 years old at the time of the test.

The student enforcement aides entered the establishment and were seated at a table. The server, Shannon Tioran, approached and asked if they wanted anything to drink. The female student enforcement aide asked for a carafe of wine. The male student enforcement aide did not ask for anything.

A short time later, Tioran, returned with the glass of wine. Officers secured the scene and the student enforcement aides left the establishment. The managers were contacted as well as Tioran.

Officers spoke with Tioran who stated that she thought the female looked to be about 25 and thought the male looked to be about 16-17 years old. She stated that she usually asks for identification before serving alcohol.

Tioran was issued a citation for serving alcohol to a minor without making diligent inquiry. A LCC violation report was filled out and filed with the commission.

Both the managers and Tioran were cooperative with officers during the investigation.

State of Michigan Uniform Law Citation Ticket No. NO. 618109	☐ Victim Involved
US DOT # Incident No. 20048 15405	ept. No.
The People of:the State of MichiganLocal Use/Arrest NoDe Township   X   City Village County IBAC	etection Device
OF: TROY	of /
THE UNDERSIGNED Month Pay Year At approximately A.M. Date North State Driver's License Number Social Security No	1 2406
Race Sex Height Weight Hair Eyes Occupation/Employer	·
Name (Eigst, Middle, Last) Shannon Che Stine TIORAN	V.,
Street 109 Michelson	
City State US30	Zip Code
Vehicle Plate No. Year State Vehicle Description (Year, Make, Color)	Туре
THE PERSON NAMED ABOVE, in violation of Clocal Ordinance CState Law Ad	mînistrative Rule
UPON P. CONDS RETAINST	
AT OR NEARTROY	<del> </del>
WITHIN CITY VILLAGE TOWNSHIP OF	HE FOLLOWING:
MCL Cite/PACC Code/ Type Ordinance Description (include any bond amount collected on	Charge each charge) No.
OM Warn Authorization pend. FURNISH ALCOHOL:	70 1
THIS THE THIS PRINCE WAS ALGOVE	INQ '
☐CA ☐Warn ☐Authorization pend. ☐Misd ☐Fug.	2
☐ Fel : ☐ Waiv	and the second
☐ G/I ☐ Warn ☐ Authorization pend. ☐ Misd ☐ Flug	3
□fel □Waix	
TO THE COURT: Do not arraign on a felony charge until an authorized comple Offense Code(s)	aint is filed.
1 2 3	
Key for Type C/I = Civil Infraction Misd = Misdemeanor FeI = Felony Warn = Warring Waiv = Violation for Which Fines/Costs May be Waived Authorization pend. = Authorization	
Remarks	g Fug = rugnive ation pending
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(Cartina No.	g Fug = rugnive
	ation pending
CHECK IF APPROPRIATE Damage to Property Local Court Bond \$	ation pending
CHECK IF APPROPRIATE Damage to Property Local Court Bond \U00e4 License Posted In Lieu of Bond Traffic Crash Death Appearance Certificate	ation pending
CHECK IF APPROPRIATE Damage to Property Local Court Bond \\ \text{U-License Posted In Lieu of Bond} \\ \text{Traffic Crash} \text{Death} \\ \text{Person in Active Military Service Yes \$\mathcal{L}\$None}	ation pending
CHECK IF APPROPRIATE Damage to Property Local Court Bond \ Description Death Death None  CHECK IF APPROPRIATE Damage to Property Local Court Bond \ Discription Death Death Death None  CHECK IF APPROPRIATE Damage to Property Local Court Bond \ Discription Death Dea	ation pending
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CHECK IF APPROPRIATE Damage to Property Local Court Bond \$ Vehicle Impounded Injury License Posted In Lieu of Bond Appearance Certificate Person in Active Military Service Yes Ino Appearance Certificate Person in Active Military Service Yes Ino None SEE DATE BELOW. SEE BACK OF CITATION FOR EXPLANATION AND INSTRUCTION Appearance Date on or before Insurance Date (if applicable) on Formal Hearing Date (if applicable) on Formal Hearing Required (Court will In the 52-4 DISTRICT Court of OAKLAND COUNTY Court Address & Phone Number	ONS OUT
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CHECK IF APPROPRIATE Damage to Property Local Court Bond \$   Vehicle Impounded Injury License Posted In Lieu of Bond Appearance Certificate Person in Active Military Service Yes Zino None SEE DATE BELOW. SEE BACK OF CITATION FOR PYELANATION AND INSTRUCT Appearance Date (if applicable) on Contact Hearing Date (if applicable) on Contact Juvenile Traffic Misd. (Court will Notify) Formal Hearing Required (Court will In the 52-4 DISTRICT Court of OAKLAND COUNTY Court Address & Phone Number 520 W. BIG BEAVER RD., TROY, MICHIGAN 48084 PHONE: (248) 528-0400    I served a copy of the civil infraction complaint upon the defendant (or owner/occupant by posting if applicable of my information, knowledge, and belief.   Copyrigin and Property Court Address Signature and resont it applicable Month Day Officer's Name (printed)   Officer's Name (printed) Officer's ID No. 42	ons Scout Notify)
CHECK IF APPROPRIATE Damage to Property Local Court Bond \$ Death License Posted In Lieu of Bond Appearance Certificate Person in Active Military Service Yes No None SEE DATE BELOW SEE BACK OF CITATION FOR PYPLANATION AND INSTRUCTION FOR PYPLANATION FOR P	ons Scout Notify)

PRESS – YOU ARE MAKING FIVE COPIES ORDER BY FORM NO. M76 (Revised 11/95) Doubleday Bros. & Co., Kalamazoo, MI (616) 381-1040, (800) 632-2259

## **Michigan Department of Consumer & Industry Services**



LC-600 Rev. 4/99

4880-2362

#### LIQUOR CONTROL COMMISSION (LCC)

7150 Harris Drive
P.O. Box 30005
Lansing, Michigan 48909-7505
Phone (517) 322-1390 ~ FAX (517) 322-6347

## **VIOLATION REPORT**

(Authorized by P.A.58 of 1998)

* Officers Please Obta	in This Information From The License *
	iess ID4581 File #
	(THIS INFORMATION NOT AVAILABLE ON LICENSE UNTIL, \$(199)
1. The second se	
1. Name of Licensee Picano's	2. Doing Business As Picano Restaurant, Inc.
3. Mailing Address (street, city, zip code) 3775 Roc	hester Rd., Troy, MI, 48084
4. Township	5. County Oakland
6. Type of License(s) & Permit(s) Class C / St	ınday Sales / Dance
7. Date of Violation: Thursday (DAY)	05/03/01 9:00 AM o PM (DATE) (HOUR)
8. Violation Type:    X   Minor	After hours sales/consumption Gambling le licensed premises) Controlled Substances
Failure to Cooperate	Prohibited Conduct OTHER:
if MINOR: Birth date 03/24/82 Was this a DECC	OY ?(Yes)/ No If no, you MUST answer below:
IF above minor violation was not a decoy describe Enfor	cement Action Taken:
COPY OF APPEARA	NCE TICKET MUST BE ATTACHED
9. Submit Report Below or Indicate Attache	
1	
Officer Signature	Name and Title (print) Antonio Cascioli Polico Officen
Officer Signature Cul Sul	Name and Title (print) Antonio Cascioli, Police Officer  Name and Title (print) Carl Barton, Police Officer

#### WITNESSES

Will testify to:owner of restaurant - advised by officers.  2. NameMaria D¹AristotileAddress _3775 Rochester Rd., Troy, M1, 48084	
	-
	·
Z. Name Maria D Aristotile Address 3773 Rochester Rd., 170y, Wil, 40004	
Will testify to: manager of restaurant - advised by officers.	
3. Name Shannon Christine Tioran Address 109 Michelson, Rochester Hills, MI, 48	
Will testify to: serving alcohol to Dyan Fair, a minor, without diligent inquiry.	
4. Name Dyan Fair Address c/o 500 W. Big Beaver, Troy, MI, 480	84
Will testify to: being served alcohol without diligent inquiry.	
5. Name Gary Walton Address c/o 500 W. Big Beaver, Troy, MI, 480	
Will testify to: being present when Dyan Fair was served alcohol.	
EVIDENCE	
Location Held: Troy Police Dept. Property Room - tag #112915	<del></del>
1 photo of wine in glass and pitcher	,
	************
	,
	<del></del>

Department of Consumer & Industry Services Kathleen M. Wilbur, Director Liquor Control Commission 7150 Harris Drive P.O. Box 30005 Lansing, Michigan 48909-7505 (517) 322-1345

August 14, 2001



PICANO RESTAURANT, INC. D/B/A PICANO'S 3775 ROCHESTER TROY, MI 48084

RE: Complaint No. 1-61840

Dear Licensee:

Enclosed is a copy of the Commissioner's Order issued as the result of the above Complaint.

If you elect to pay the fine, a bank or postal money order, certified check, or authorized credit card payable to the STATE OF MICHIGAN must be received in this office no later than September 17, 2001 as indicated on your Invoice No. 76163. Failure to submit the fine will result in confiscation of your license for the alternative penalty.

Should you wish to appeal the decision, a request for an appeal, accompanied by a fee of \$25, must be received in this office within 20 days from the mailing date of this Order. IN FILING FOR AN APPEAL, YOU MUST STATE YOUR REASONS FOR REQUESTING THE APPEAL OR YOUR REQUEST WILL NOT BE HONORED.

If there are any questions regarding this Order, please contact Hearings and Appeals at (517) 322-1390. Our office hours are from 8:00 a.m. to 5:00 p.m.

Sincerely,

MICHIGAN LIQUOR CONTROL COMMISSION

Susan K. Conklin, Supervisor

Hearings and Appeals

SKC:tmn

**Enclosures** 

#### STATE OF MICHIGAN

# DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES LIQUOR CONTROL COMMISSION

IN RE: PICANO RESTAURANT, INC.

D/B/A PICANO'S 3775 ROCHESTER TROY, MI. 48084 COMPLAINT NO. 1-61840 BUSINESS I.D. NO. 4581

CLASS C

<u>CHARGE</u> (- May 3, 2001

(1) Sell, furnish or give away alcoholic liquor to a person, one Dyan Fair, who had not then attained the age of twenty-one (21) years, contrary to Const. 1963, Art. 4, §40 and contrary to Section 801(2) and/or Section 701(1) of the Michigan Liquor Control Code, MCL 436.1801(2) and/or MCL 436.1701(1).

#### **FINDINGS OF FACT**

The Commissioner finds as fact that based upon the signature of Dominic Picano, an officer of the above named Licensed Corporation, on the Waiver and Acknowledgment form of the Michigan Liquor Control Commission (MLCC), the aforementioned Licensee in this case voluntarily waived right to contest the cited allegation in this matter and, further, waived right to a hearing and entered a plea of acknowledgment to the one charge stated in Case No. 1-61840 pursuant to Rule 436.1907 of the MLCC.

The Commissioner further accepts the Violation Report of this case and attachments therein and a True Copy of the prior record of this Licensee since being licensed by the MLCC at the above named location under the current ownership as evidence in lieu of testimony in this matter.

The Commissioner believes and finds as fact, on the bases of the Violation Report and attachments therein, that Dyan Fair, while under the direction of the Troy Police Department, entered the above named licensed establishment during May 3, 2001 and was served alcoholic liquor by an employee of the above-named Licensee without showing proper proof of age.

The Commissioner further finds that the employee of the above-named Licensee in this case did not demand, nor was shown, proper proof of age and did not make a diligent inquiry to determine the proper true age of the purchaser.

The Commissioner further believes and finds as fact, on the bases of the Violation Report and attachments therein, that Dyan Fair was 19 years of age at the time of this incident.

#### CONCLUSIONS OF LAW

Based upon the aforementioned Acknowledgment and Findings of Fact, the Commissioner concludes that the Licensee in Case No. 1-61840 did violate MCL 436.1801(2), as cited.

#### **ORDER**

In determining penalty for the charge for which a violation was found, the Commissioner considered the Licensee's total record which shows no prior violation since being licensed by the MLCC on January 9, 1985 at the above named location under the current ownership.

The Commissioner, therefore, Orders a fine of \$400.00 as penalty in this matter. The Commissioner further Orders that a suspension of 20 days be imposed if the fine is not paid.

MICHIGAN LIQUOR CONTROL COMMISSION

Dated augusto, 2001/

Yames M. Storey, Commissioner

TRUECODY

LaShish
LaShish, Inc.
3720 Rochester Road
Troy MI 48084
Class C
Sale to Minor (Compliance Test)

## LCC Liquor Licensee History

Business name:

LaShish

Address:

3720 Rochester

Licensee:

LaShish, Inc. (313) 441-2900

License type:

Class C

Permits:

Comments:

Contact: Mustafa Dakroub (313) 562-7200

D-1-	Troy	-	,	<b>V</b>
Date	Incident#	Туре	Disposition	Date
11/20/00		Council approves license transfer from Jaco	ques Mediterranean	
11/01/00	00-40521	Compliance Test	PASSED	
11/17/00	00-42667	Compliance Test	PASSED	
02/08/01	01-04633	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/06/01	01-19776	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
08/16/01	01-29475	Sale to Minor (Compliance Test)	\$400	10/23/01
10/02/01	01-35422	Compliance Test	PASSED	
10/16/01	01-37330	Liquor Inspection (Road Patrol)	NO VIOLATIONS	

500 V	POLICE DEPARTMENT J. Big Beaver – Troy, MI 48084-5285 MI6378400	INCIDENT REPORT	SUPP [
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0	RECEIVED DISPATCHED ARRIVED COMPLETED 22 30	DATE(S) OCCURED TIMES(S) OCCURED 2/45	ASSIGNED HOUR / DAY
0:	1 COCATION / ADDRESS (DIRECTION, STREET, SUFFIX, QUALIFIER)  ROCHES TEL	LOCATION 2 (INTERSECTING STREET)	
04	TROI MI	DE BUSINESS NAME  LA Shish INC	BUSINESS PHONE
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07	1	TT CRIMECLASS ALCOHOLD BIAS WEAPON & PREM ACTIVITY DRUGS D COMP D	C CULTIVATING / MANUFACTURING / PUBLISHING D DISTRIBUTING / SELLING E EXPLOITING CHILDREN
08	<b>↓</b>	TT CRIME CLASS ALCOHOL BIAS WEAPON   PREM ACTIVITY DRUGS COMP COMP	O OPERATING / PROMOTING / ASSISTING P POSSESSING / CONCEALING T TRANSPORTING / TRANSMITTING / IMPORTING U USING / CONSUMING
09	•	CRIME CLASS ALCOHOL BIAS WEAPON INFREM ACTIVITY DRUGS COMP	OFFENSE COMMENTS
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11	ADDRESS DIRECTION, STREET, SUFFIX, QUALIFIER)	DERROLL	STATE ZIP
<b>6</b> 12		R'SLICENSE # PERSON COMMENTS / OTHER I.	Lashsh
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<b>∭ 15</b>	03 PARENT 07 GRANDCHILD 11 STEPSIBLING 22 NEIG	TO THE PARTY OF TH	
16	CODE OFF # NAME (LAST, FIRST, MIDDLE, SUFFIX)  M. O. WALL	PAMELA LA	SEX DOB AGE 1 9
<u>A</u> 17	ADDRESS (CHRECTION, STREET, SUFFIX, QUALIFIER)	PAMELA GITY VER TROY	STATE ZP
<u>n</u> 18	HOME PHONE BUSINESS PHONE 248 SON 34	HEIGHT WEIGHT EYES HAIR COLOR / LENGTH / STYL	
<u>)</u> 19	STATE DRIVER'S LICENSE # SOC. S	EC.# SID# FI	Bt#
<b>20</b>	PERSON COMMENTS / CLOTHING  STUDENT ENFURCEM ENT /	3 (De SUMMONS / CITATION NUMBER(S)	
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23	TYPE SUMMONS (No Custody) ARREST COUNT 1 INDICATOR (		Nede Knife etc.)   FOR   Down
ODES	(H) HOLD (S) STOLEN (E) EVEDENCE (L) LOST (A) ATTACKED (R) RECOVER	(ENTER "A" IF AUTO) 12 ☐ HANDGUN 15 ☐ OTHER FIREARM 30 ☐ CLUB / BRA RED (F) FOUND (C) CONFISCATED (I) IMPOUNDED (V) SUSPECT VEHICLE (B) BU	SSKNUCKLES   MDT   TFI
24	CODES DESCRIPTION	PROPERTY TYPE QUANTITY YEAR MAKE	MODEL MODEL
25	STYLE COLOR(S) TOP / BOTTOM MONTH YEAR STATE LICENSE	SERIAL / VIN NUMBER / CONDITION / OTHER L.D.  FURNISH ALCOHOL TO M	
26	STOLEN DAMAGED RECOVERED \$	PROPERTY TAGE LOCATION PROPERTY LEIN/NGICREF®	-1NW
27	REC BADGE 2 LEO RECOVERY DATE NOTIFY BADGE N		
28	COMMENTS INSURANCE COMPANY / LIEN HOLDER / BANK	NK XCORONALA BELL X SEIZED DRUGS	TYPE AMOUNT MEAS
29	AVESTIGATING OFFICERS):  NOLFE, B2A66	REVIEWED BY: ATTENTION TO:	

#### **TROY POLICE DEPARTMENT**

500 W. Big Beaver - Troy, MI 48084-5285

#### **PERSON REPORT**

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09			CITY "	STATE ZIP
<u>6</u> 10	0	RIVER'S LICENSE #	PERSON COMMENTS / OTHER LD.	
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<u> 17</u>	MIT500067685,273	OC. SEC. # SID #	FBI	
<b>18</b>			632135	
§ 19	MINOR WO BILLIENT INQUITY	PLATOON BADGET 99 10	5 COG M DEPARTMENT AF	IREST NUMBER
20		RREST DATE PLATOON BADGE 1	BADGE 2 FM DIS AFIS NUMBER	
21	ARREST   ON VIEW (No Warrant)  TYPE   SUMMONS (No Custody)  CUSTODY (Warrant)  NDICATOR   NA  NOICHTPLE  CLEAR  INDICATOR  INDICATOR	y 4	13 ☐ RIFLE 20 ☐ LETHAL CUT IN  14 ☐ SHOTGUN (e.g. Switchblac  15 ☐ OTHER FIREARM 30 ☐ CLUB / BRASS	le Knife, etc.) 🔲 FOP 💢 PER
22	CODE OFF NAME (LAST, FIRST, MIDDLE, SUFFIX)		RAC SE	X DOS AGE
<b>∄ 23</b>	ADDRESS (DIRECTION, STREET, SUFFIX, QUALIFIER)	C	my	STATE ZIP
<u>]</u> 24	HOME PHONE BUSINESS PHONE	HEIGHT WEIGHT	EYES HAIR COLOR / LENGTH / STYLE	BUILD SKIN TONE
	I	C. SEC. # SID#	FBI#	
<u>}</u> 26	PERSON COMMENTS / CLOTHING		SUMMONS / CITATION NUMBER(S)	
	1	REST DATE PLATOON BADGE 1	BADGE 2 FM DIS DEPARTMENT AR	REST NUMBER
28		REST DATE PLATOON BADGE 1	BADGE 2 FM DIS AFIS NUMBER	-
-	ARREST ON VIEW (No Warrant) MULTIPLE MULTIPLE CLEAR	UY UPON ARREST 01 □ UNARMED  R □ N ARMED WITH 11 □ FIREARM	13  RIFLE 20 LETHAL CUT IN 14 SHOTGUN (a.g. Switchblad	
29	CUSTODY (Warrant) INDICATOR IN / A INVESTIGATING OFFICERIS)		15 OTHER FIREARM 30 CLUB / BRASS	

#### TROY POLICE DEPT.

ORI #Mi637840

#### NARRATIVE REPORT

SUPP CORR

DELETE

PAGE SOF

									***************************************		
01	DATE	DAY	SHIFT	PLAT	BADGE 1	BADGE 2	INCIDENT STATUS		PRIM CLASS	YEAR	INCIDENT #
•	8/16/01	Thu	09	99	105		CLR ARREST CLR EXCEPT	UNF INACT		01	**29475
					,						
		1		10.2		-				1	

Directed Patrol Unit working Liquor Compliance Checks with Student Enforcement Aides Anthony Lamerato (18) and Pamela McDonald (19).

Aides Lamerato and McDonald entered La Shish and were seated at a booth. Waiter Antoun Tohme approached them and asked them for their drink order. Aide McDonald ordered a Coronna. Waiter Tohme returned with a bottle of Coronna and served it to Aide McDonald without inquiring as to her age. Officers then approached and spoke with waiter Tohme whom stated that he normally asks for I.D. but forgot to this time because he thought she looked 21.

Citation issued for Furnishing Alcohol to Minor. LCC form completed. Photograph taken, tagged, and placed into property.

11/2

INVESTIGATING OFFICER(S)
WOLFE #105

REVIEWED BY

ASSIGNED TO/BADGE

ATTENTION TO

TR 500	OY POLICE DEPT. W. Big Beaver, Troy, MI 48084 ORI # MI6378400	NARRATIVI WITNESS S	E REPORT TATEMENT 🗆 SU	IPP □ CORR □ DELETE PAGE OF
01	081/16101 THU 019 99	BADGE 1 BADGE 2	INCIDENT STAT	US PRIM CLASS YEAR INCIDENT#
02	Lorgicalization 22 X 200 K	amela MCT	mald	Home Phone: 8 10 -739 -318
03	Address: 500 W. B	'a Board	$\Delta$	Business Phone:
04	city: TOU	<u> </u>		State: M; Zip: 48084
05				
06	Quethouse	2 Grenost	0 0 0	I entered
07	at 9:45 pm	ou 8.	-16-20C	1/ 1080 101000
08	Soutod in	a boald	Martoe	named Tonu
09	later had	ankal mo	il T	11101000
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11	Kind ald	alchoi Q 1	hour ho	
12	a kew chai	roo I	hope (	ocaca The
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28	Taken By: Kull RBs	(SIGNA	TURE)	
	Place: 500 W.16 TROY MI	48084	Date	: 8/16/61 Time: 2300
11-95 LEMIS	NVESTIGATING OFFICER(S)	REVIEWED BY ASSIGN		APTENTION TO

State of Michigan Ticket No. No. 632135	\Victim
Uniform Law Citation IV US DOT # Incident No. 3047 Dept. No.	Involved
01 2/1/3 /0	Device
The People of: Lithe State of Michigan Local Use/Arrest No. Detection 1  Township X City Village County BAC	
OF: TROY	Day Year
THE UNDERSIGNED Month Day Year At approximately A.M. Date Month C	7 87
State Driver's License Number 7, 085 & 73 Social Security No.	
Race Sex Height Weight Hair Eyes Occupation/Employer	
W[m]	*****
ANTOUN BECHARA TOHME	
Street 13103 HART AVE	/L
City Huntabton Woods State une zipco	de
Vehicle Plate No. Year   State   Vehicle Description (Year, Make, Color)	Type
venture read vo.	Туре
THE PERSON NAMED ABOVE, in violation of Procal Ordinance State Law Administra	tive Rule
UPON LA SAISH	
AT OR NEAR 3720 ROCHESTER	
WITHIN X CITY VILLAGE TOWNSHIP OF TROY	
COUNTY OF OAKLAND DID THE FOLL	.OWING:
MCL Cite/PACC Code/ Type Ordinance Description (include any bond amount collected on each charge)	Charge ge) No.
C/I Warn Authorization pend. FURNISH A Coshol	(A)
Fel DWaiv 9-77-3 TO MINOR	_0
□C/I □Warn □Authorization pend.	2
☐Misd ☐Fug ☐Fel ☐Waiv	2
□C/I □Warn □Authorization pend.	
☐ Misd ☐ Fug ☐	3
TO THE COURT: Do not arraign on a felony charge until an authorized complaint is fi	ed.
Offense Code(s) 1 2 3	
Key for Type C/I = Civil Infraction Misd = Misdemeanor FeI = Felony Warn = Warning Fug : Waiv = Violation for Which Fines/Costs May be Waived Authorization pend. = Authorization pend.	= Fugitive
Remarks 4	
Frombett THRY LOOKED 21	
349-317-199)	, - 6
CHECK IF APPROPRIATE Damage to Property Local Court Bond \$	တ
□ Vehicle Impounded □ Injury □ License Posted In Lieu of Bond	$\omega$
Traffic Crash Death Appearance Certificate Person in Active Military Service Yes No None	13
SEE DATE BELOW. SEE BACK OF CITATION FOR EXPLANATION AND INSTRUCTIONS	ယ္ကုန္တ
Appearance Date on or before 8-27-0/	O
Hearing Date (if applicable) on Contact Court  Juvenile Traffic Misd. (Court will Notify) Formal Hearing Required (Court will Notify)	
In the 52-4 DISTRICT Court of OAKLAND COUNTY	
Court Address & Phone Number	
520 W. BIG BEAVER RD., TROY, MICHIGAN 48084	
PHONE: (248) 528-0400	
I served a copy of the civil infraction complaint upon the defendant (or owner/occupant by possing if applicable).	Case No
I declare under the penalties of perjury that the statements above are true to the best	8
of my information, knowledge, and belief.  Complainant's Signature and receipt if applicable Month Day Year	
NOTER / BRAGG 8 16 0/	
Officer's Name (printed)  WOLFR / BRAGO / OK	
Agency ORI Agency Name	
MI- 6378400 TROY POLICE DEPARTMENT	
UC-01a (rev. 11/95) Court Copy 1	
N	

PRESS - YOU ARE MAKING FIVE COPIES ORDER BY FORM NO. M76 (Revised 11/95) FIDLAR DOUBLEDAY KALAMAZOO, MI

## Michigan Department of Consumer & Industry Services



# LIQUOR CONTROL COMMISSION (LCC) 7150 Harris Drive

P.O. Box 30005 Lansing, Michigan 48909-7505 Phone (517) 322-1390 ~ FAX (517) 322-6347

## VIOLATION REPORT

(Authorized by P.A.58 of 1998)

	* Officers Pleas	e Obtain This	Information Fr	om The Licen	ise *
License No. 10079	7-2001 SS	_Business ID _	135216		File#
		(THIS)	NFORMATION NOT AVAILA	BLE ON LICENSE UNTIL	5/1/99)
1. Name of LicenseeL	aShish, Inc.		2. Doing B	usiness As <u>La</u>	Shish
3. Mailing Address (street,	, city, zip code) 3	720 Rocheste	r Rd., Troy,	48083	444
4. Township		·	5. County_	Oakland	
6. Type of License(s) & Pe	rmit(s) <u>Sunda</u>	y Sales			
7. Date of Violation:		day DAY)	08/16/01 (DATE)	9:45 (HOUR)	AM or PM
8. Violation Type:	X Minor Intoxicated Periods Fighting (mus) Failure to Coo	t be inside licensed	fter hours sales/con	•	
if MINOR: Birth date 03	1/02/82 Was this	a DECOY (Yes)	No If no	, you MUST ansv	ver below:
IF above minor violation w	as not a decoy descri	he Enforcement A			
			Aton Taken.	,	
	COPY OF APP	EARANCE TI	CKET MUST I	BE ATTACHI	ED
9. Submit Report B	elow or Indicate A	Attached Report	# 01-29475		
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		-			
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		•			
Officer Signature	Il un	Wame Name	and Title (print)_	Officer Rob	ert Wolfe
Officer Signature /	sell & Brog		and Title (print)_		
-	py Police Dept. 0-2362	Phone	e#(248) 5	24-3477	

e de la companya della companya della companya della companya de la companya della companya dell	<u>ITNESSES</u>
1. Name Sam Bazzi	Address 4109 Calhoun, Dearborn, MI, 48126
Will testify to: manager of restaurant.	
······································	Address 13103 Hart Ave, Huntington Wds., MI, 4802
Will testify to: <u>serving alcohol to a minor w</u>	ithout diligent inquiry as to age.
3. Name Pamela McDonald	Address c/o 500 W. Big Beaver Rd., Troy, MI, 48084
Will testify to: being served alcohol while u	nder the age of 21 (Student Enforcement Aide).
4. Name Anthony Lamerato	Address c/o 500 W. Big Beaver Rd., Troy, MI, 4808
Will testify to: <u>witnessing McDonald being s</u>	erved alcohol (Student Enforcement Aide).
5. Name Officers Wolfe & Bragg	Address 500 W. Big Beaver Rd., Troy, MJ, 48084
Will testify to: McDonald being served alcoh	ol by Tohme.
<u></u>	
<u>E</u>	<u>VIDENCE</u>
ocation Held: Troy Police Department Pr	roperty Room, tag #114255
1 - Polaroid photo of Coronna Beer	
-	

**Department of Consumer & Industry Services**Kathleen M. Wilbur, Director

Liquor Control Commission 7150 Harris Drive P.O. Box 30005 Lansing, Michigan 48909-7505 (517) 322-1345

October 29, 2001

LA SHISH, INC. D/B/A LA SHISH 3720 ROCHESTER TROY, MI 48083

RE:

Complaint No. 1-64667

Dear Licensee:

Enclosed is a copy of the Commissioner's Order issued as the result of the above Complaint.

If you elect to pay the fine, a bank or postal money order, certified check, or authorized credit card payable to the STATE OF MICHIGAN must be received in this office no later than December 3, 2001 as indicated on your Invoice No. 76804. Failure to submit the fine will result in confiscation of your license for the alternative penalty.

Should you wish to appeal the decision, a request for an appeal, accompanied by a fee of \$25, must be received in this office within 20 days from the mailing date of this Order. IN FILING FOR AN APPEAL, YOU MUST STATE YOUR REASONS FOR REQUESTING THE APPEAL OR YOUR REQUEST WILL NOT BE HONORED.

If there are any questions regarding this Order, please contact Hearings and Appeals at (517) 322-1390. Our office hours are from 8:00 a.m. to 5:00 p.m.

Sincerely,

MICHIGAN LIQUOR CONTROL COMMISSION

Susan K. Conklin, Supervisor

Hearings and Appeals

SKC:tmn

Enclosures

cc: √Trov PD

#### STATE OF MICHIGAN

# DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES LIQUOR CONTROL COMMISSION

IN RE: LA SHISH, INC.

D/B/A LA SHISH

3720 ROCHESTER TROY, MI. 48083

COMPLAINT NO. 1-64667 BUSINESS I.D. NO. 135216

3031NE33 1.D. NO. 1332

CLASS C

#### CHARGE - August 16, 2001

(1) Sell, furnish or give away alcoholic liquor to a person, one Pamela McDonald, who had not then attained the age of twenty-one (21) years, contrary to Const. 1963, Art. 4, §40 and contrary to Section 801(2) and/or Section 701(1) of the Michigan Liquor Control Code, MCL 436.1801(2) and/or MCL 436.1701(1).

#### **FINDINGS OF FACT**

The Commissioner finds as fact that based upon the signature of Talal K. Chahine, an officer of the above named Licensed Corporation, on the Waiver and Acknowledgment form of the Michigan Liquor Control Commission (MLCC), the aforementioned Licensee in this case voluntarily waived right to contest the cited allegation in this matter and, further, waived right to a hearing and entered a plea of acknowledgment to the one charge stated in Case No. 1-64667 pursuant to Rule 436.1907 of the MLCC.

The Commissioner further accepts the Violation Report of this case and attachments therein and a True Copy of the prior record of this Licensee since being licensed by the MLCC at the above named location under the current ownership as

evidence in lieu of testimony in this matter.

The Commissioner believes and finds as fact, on the bases of the Violation Report and attachments therein, that Pamela McDonald, while under the direction of the Troy Police Department, entered the above named licensed establishment during August 16, 2001 and was served alcoholic liquor by an employee of the abovenamed Licensee without showing proper proof of age.

The Commissioner further finds that the employee of the above-named Licensee in this case did not demand, nor was shown, proper proof of age and did not make a diligent inquiry to determine the proper true age of the purchaser.

The Commissioner further believes and finds as fact, on the bases of the Violation Report and attachments therein, that Pamela McDonald was 19 years of age at the time of this incident.

The Commissioner took under consideration for mitigative circumstances a signed written statement submitted by the above-named Talal K. Chahine.

#### **CONCLUSIONS OF LAW**

Based upon the aforementioned Acknowledgment and Findings of Fact, the Commissioner concludes that the Licensee in Case No. 1-64667 did violate MCL 436.1801(2), as cited.

LA SHISH, INC. D/B/A LA SHISH COMPLAINT NO. 1-64667 PAGE 3

#### **ORDER**

In determining penalty for the charge for which a violation was found, the Commissioner considered the Licensee's total record which shows no prior violation since being licensed by the MLCC on April 13, 2001 at the above named location under the current ownership.

The Commissioner, therefore, Orders a fine of \$400.00 as penalty in this matter. The Commissioner further Orders that a suspension of 20 days be imposed if the fine is not paid.

MICHIGAN LIQUOR CONTROL COMMISSION

Dated: Ortola 23 2001

James M. Storey, Commissioner

RUECOPY

Holiday Inn
Troy Hotel Associates Limited
Partnership
2537 Rochester Court
Troy MI 48084
B Hotel 30759-2000
Sale to Minor (Compliance Test)

## LCC Liquor Licensee History

Business name:

Holiday Inn

Address:

2537 Rochester Court (248) 689-7500

Licensee:

Troy Hotel Associates Limited Partnership

License type:

**B Hotel** (30759-2000)

Permits:

Sunday Sales, Official Permit (Food), Dance, Outdoor Service

Comments:

Date	Troy Incident #	Туре	Disposition	Date
9/21/90	90-29245	Entertainment w/o permit Raffle Tickets	Fined \$100.	9/27/91
11/2/90	90-34046	Sale to Minor (Compliance Test)	Fined \$100.	9/27/91
5/26/93		License transferred		
10/17/95	95-38420	Furnish Alcohol to Minor (Compliance Insp)	Fined \$500. (\$250. per count)	2/2/96
3/21/96	95-38420	Council Hearing: Retrain all liquor personn	nel within 60 days.	
01/23/99	99-03350	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
03/10/99	99-09262	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/24/99	99-24017	Compliance Test	PASSED	
11/23/99	none	Compliance Test	PASSED	
07/26/00	none	Compliance Test	PASSED	
10/25/00	00-39557	Compliance Test	PASSED	
04/16/01	01-12958	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
05/12/01	01-16607	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/12/01	01-20577	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
08/16/01	01-29465	Sale to Minor (Compliance Test)	\$500	11/01/01
10/05/01	01-36175	Compliance Test	PASSED	
11/04/01	01-39901	Liquor Inspection (Road Patrol)	NO VIOLATIONS	`
01/07/02	02-00742	Liquor Inspection (Road Patrol)	NO VIOLATIONS	

500 V	POLICE DEPARTMENT  / Big Beaver - Troy, MI 48084-5285 MI6378400	, , , , , , , , , , , , , , , , , , ,	SUPP 🗌
0.	DATE DAY SHIFT PLATOON BADGE 1	PAGE  BADGE 2 UCH STATUS E12 DETRADICTION DECLINED YEAR INCIDENT NUMBER  E10 DEATH OF OFFENDER E13 D REFUSED TO COOPERATE O / /	OF
0:		DATE(S) OCCURED TIMES(S) OCCURED ASSIGNED HOUR / DAY	- <del> </del>
9 0:	LOCATION / ADDRESS (DIRECTION, STREET, SUFFIX, QUALIFIER)	LOCATION 2 (INTERSECTING STREET)	<u> </u>
· .	CITY STATE ZIP CODE	BUSINESS NAME BUSINESS PHONE	
	BUSINESS COMMENTS / ESTABLISHMENT DESCRIPTION	HOLIDAY INN HOWACTIVATED PATROL GEOGRAP	nar.
0;	BAR/ NIGHT CLUB  NATURE OF OFFENSE #1 ATT C	OZOZO PHONE PERSON 911 PFOP PERSON MOT OSP SECTIVER	
06	FURNISHING ALCOHOL TO A MINOR	ORIUGS COMP COMP COMP COMP COMP COMP COMP COMP	
07	7	CRIME CLASS ALCOHOL BIAS WEAPON & PREM ACTIVITY D DISTRIBUTING / SELLING DRUGS COMP COMP O OPERATING / PROMOTING / ASSISTIN	
08	NATURE OF OFFENSE #3 ATT	CRIME CLASS ALCOHOL BIAS WEAPON #PREM ACTIVITY P POSSESSING / CONCEALING T TRANSPORTING / TRANSMITTING / IMP	
09	NATURE OF OFFENSE #4 ATT []	CHAME CLASS ALCOHOL BIAS WEAPON PREM ACTIVITY OFFENSE COMMENTS	***************************************
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<u>₩</u> 10	1.8. Mc DONALD PAM	1ELA WF 0,3,0,2,82	AGE
11	, 5,00 W. BIG BEAVER	TROY M. 1 V. F.O.	¥. %
<b>6</b> 12	HOME PHONE BUSINESS PHONE STATE DRIVER'S L		<del></del>
<b>13</b>	VICTIM	TTY / PUBLIC VICTIM INJURY  N   NONE M   MINOR INJURY     POSS. INT. INJURIES T   LOSS OF TEETH F	J FATAL
14	RELATIONSHIP OF VICTIM TO OFFENDER WITHIN FAMILY 01 SPOUSE 05 CHILD 09 STEPPARENT 20 ACQUAIN	FAMILY, BUT KNOWN REL / OFF # FELONIOL NINTANCE 24 BOY / GIRL FRIEND 28 EMPLOYEE 88 STRANGER / ASSAULT	
15	02 G-L SPOUSE         06 GRANDPARENT         10 STEPCHILD         21 FRIEND           03 PARENT         07 GRANDCHILD         11 STEPSIBLING         22 NEIGHBC           04 SIBLING         06 IN-LAW         12 OTHER FAMILY         23 BABYSITI	BOR 26 HOMOSEXUAL REL. 30 OTHERWISE KNOWN REL / OFF #	TANCES
16	CODE OFF NAME (LAST, FIRST, MIDDLE, SUFFIX)	RAC (SEX ) DOB	AGE
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<b>18</b>	STATE DRIVER'S LICENSE # SOC. SEC. #	508 150 BRD	
19	M/15,52,0,7,3,0,1,89,7,2,4	SUMMONS / CITATION NUMBER(S)	
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§ 21	FURN. ALCONOL TO MINOR , 0,8,	1,601 9,9 1,05 00,6 MS	
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26	<u>s</u> s	19254 DEPOSITORY LEIN/NOICREF	ATTENDED TO SERVICE ASSESSMENT
27		IFY DATE NOTIFY TIME PERSON / DEPARTMENT NOTIFIED	<del></del>
28	COMMENTS INSURANCE COMPANY / LIENHOLDER / BANK  PHOTO OF ALCOHOLDE REVERBGE - I		EAS
29	PHOTO OF ALCOHOLIC BEVERAGE - P INVESTIGATING OFFICER(S): BPAKE/WOLFE	REVIEWED BY: ATTENTION TO:	<u></u>

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B 17	STATE DRIVER'S LICE	ense /		SOC. SEC. #		SID#			FBI#		
£ 18	PERSON COMMENTS / CI	LOTHING	<del></del>	<u> </u>	<u> </u>	<u>.                                      </u>	SUMMON	S / CITATION NUM	BER(S)	· · · · · · · · · · · · · · · · · · ·	
	ARREST / SUMMONS DES	SCRIPTION	ARREST CHARGE	ARREST DATE	PLATOOI	N BADGE 1	BADGE 2	FM DIS DEI	PARTMENT ARREST N	UMBER	
§ 19	ARREST / SUMMONS DES	SCRIPTION	APPREST CHARGE (	ARREST DATE	PLATOOF	BADGE 1	BADGE 2	FM DIS AFI	SNUMBER		
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21	TYPE SUMMONS CUSTODY (	(Werrant) INDICATO	PA CI N/A	ATOR . CI'N ARMEDY (ENTER!		] FIREARM	14 🗆 SHOTGU	N (	e.g. Switchblade Knife, CLUB / BRASS KNUCK	etc.) [] FOP	☐ PER
22									RAC SEX DOS	,	AGE
<b>23</b>	ADDRESS	(DIRECTION, STREET, SU	JFFIX, QUALIFIER)			Car	Y		-	STATE ZIP	
24	HOME PHONE	, , , , , , , , , , , , , , , , , , ,	BUSINESS PHONE		HEIGHT WE	EIGHT E	YES H	AIR COLOR / LENG	TH / STYLE	BUILD	SKIN TONE
25	STATE DRIVER'S LICEN	NSE #		SOC, SEC. #		SID#			FBI#		<b></b>
	PERSON COMMENTS / CLC	OTHING	<del></del>		<u> </u>		SUMMONS	/ CITATION NUMB	ER(5)		
26 0	ARREST / SUMMONS DESC	CAIPTION	ARREST CHARGE 1	ARREST DATE	PLATOON	BADGE 1	BADGE 2	FM DIS DEP	ARTMENT ARREST NU	MBER	<u> </u>
§ 27	ARREST / SUMMONS DESC	CRIPTION	ARREST CHARGE 2	ARREST DATE	PLATOON	BADGE 1	BADGE 2				
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29	TYPE SUMMONS (I	No Custody) ARREST Varrent) INDICATOR	Programme Commercial C	TOR ON ARMED W	(TH 11 □	FIREARM	13 □ RIFLE 14 □ SHOTGUN 15 □ OTHERFIF	(e.	THAL CUT INSTRUME .g. Switchbiede Knife, e .UB / BRASS KNUCKL	tc.) D FOP	RIGIN   DISP   DISP   PER   TEL
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#### TROY POLICE DEPT W. Big Beaver, Troy, MI 48084

NARRATIVE REPORT

PAGE 2 -3

		Uni #iviiu37							TAGE Z OF			
01	DATE	DAY	SHIFT	PLAT	BADGE 1	BADGE 2	INCIDENT STATUS		PRIM CLASS	YEAR	INCIDENT #	
	8/16/01	Thu	09	99	105	·	CLR ARREST CLR EXCEPT	UNF INACT		01	**29465	
		•		<b>1</b> 18				1				1

Directed Patrol Unit conducting liquor compliance checks with Student Enforcement Aides Pamela McDonald (19) and Anthony Lamerato (18).

Student enforcement Aides Lamerato and McDonald went into the Holiday Inn and sat at the bar. The bartender, Randall Senick, approached them and asked them for their drink order. Aide Lamerato did not order anything while Aide McDonald ordered a Fuzzy Navel. Both Aides observed bartender Senick pour Peach Schnapps and Orange Juice into a glass and then serve the drink to Aide McDonald. Both Aides then left the bar to get officers. Just prior to officers entering the bar, bartender Senick poured the alcoholic drink out and replaced it with orange juice. Officers spoke with bartender Senick who admitted to pouring the alcoholic drink out after he realized that this was a decoy operation. Senick stated he served the alcoholic drink to Aide McDonald thinking that she looked 21.

Citation issued to Senick for Furnishing Alcohol to a Minor. LCC violation completed. Photograph was tagged and placed into property.

INVESTIGATING OFFICER(S) WOLFE #105

REVIEWED BY

ASSIGNED TO/BADGE

ATTENTION TO

44	
TR	OY POLICE DEPT.  W. Big Beaver, Troy, MI 48084 ORI # MI6378400 ORI # MI6378400 ORI # MI6378400 ORI # MI6378400
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PRESS – YOU ARE MAKING FIVE COPIES ORDER BY FORM NO. M76 (Revised 11/95) Doubleday Bros. & Co., Kalamazoo, MI (616) 381-1040, (800) 632-2259

# CONTROL MICHIGAN

## **Michigan Department of Consumer & Industry Services**

## LIQUOR CONTROL COMMISSION (LCC)

7150 Harris Drive P.O. Box 30005 Lansing, Michigan 48909-7505 Phone (517) 322-1390 ~ FAX (517) 322-6347

### **VIOLATION REPORT**

(Authorized by P.A.58 of 1998)

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	* Officers Please O	btain This Inf	ormation Fr	rom The Lice	nse*	
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		(THIS INFOR	MATION NOT AVAIL	ABLE ON LICENSE UNT	(L.5/199)	
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. Name of LicenseeI	łoliday INN		2. Doing B	Business As <u>W</u>	all Street Food	and Spir
. Mailing Address (street,	city, zip code) 2537	Rochester (	It., Troy,	48083		
. Township			5 County	Oakland		
<del>-</del>						
Type of License(s) & Per	mit(s) <u>Sunday Sal</u>	les, Food, D	ance, OD-	SERV		
. Date of Violation:	Thursday		08/16/01	8:40	AM or(PM)	
	X Minor (DAY)		(DATE)	(HOUR)		
. Violation Type:	Intoxicated Person		hours sales/con	sumption	Gambling	
•••	Fighting (must be i	nside licensed pre	mises)	Controlled 3	Substances	
	Failure to Cooperate	te Pronit	ited Conduct	OTHER:	.,	
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fficer Signature	A way	Name and	Title (print)_	Officer Pr	obert Wolfe	
· · · · · · · · · · · · · · · · · · ·		ranne and	rine (himi)	OTTICEL K	DELL MOHE	
	y Police Dept.	Phone #	(248) 52	24-3477		
C-600 Rev. 4/99 4880	-2362					

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1. Name Mary Rafalski	Address 8104 Westminster, Warren, MI, 48089
•	Address 28471 Brentwood, Southfield, MI, 48076
	nor.
	Address c/o 500 W. Big Beaver Rd., Troy, MI, 48084
	ol was served.
4. Name Pamela McDonald	Address c/o 500 W. Big Beaver Rd., Troy, MI, 48084
5. Name Officers R. Wolfe & R. Bragg Will testify to: McDonald being served alcohol	Address 500 W. Big Beaver Rd., Troy, MI, 48084 by Senick.
	VIDENCE
Location Held: Troy Police Department Prop	ge (fuzzy naval) served to McDonald
	· · · · · · · · · · · · · · · · · · ·

#### Department of Consumer & Industry Services Kathleen M. Wilbur, Director

**Liquor Control Commission** 7150 Harris Drive P.O. Box 30005 Lansing, Michigan 48909-7505 (517) 322-1345

November 13, 2001



TROY HOTEL ASSOCIATES LIMITED PARTNERSHIP D/B/A HOLIDAY INN 2537 ROCHESTER COURT TROY, MI 48083

RE:

Complaint No. 1-64668

Dear Licensee:

Enclosed is a copy of the Commissioner's Order issued as the result of the above Complaint.

If you elect to pay the fine, a bank or postal money order, certified check, or authorized credit card payable to the STATE OF MICHIGAN must be received in this office no later than December 10, 2001 as indicated on your Invoice No. 77623. Failure to submit the fine will result in confiscation of your license for the alternative penalty.

Should you wish to appeal the decision, a request for an appeal, accompanied by a fee of \$25, must be received in this office within 20 days from the mailing date of this Order. IN FILING FOR AN APPEAL, YOU MUST STATE YOUR REASONS FOR REQUESTING THE APPEAL OR YOUR REQUEST WILL NOT BE HONORED.

If there are any questions regarding this Order, please contact Hearings and Appeals at (517) 322-1390. Our office hours are from 8:00 a.m. to 5:00 p.m.

Sincerely.

MICHIGAN LIQUOR CONTROL COMMISSION

Conplin

Susan K. Conklin, Supervisor Hearings and Appeals

SKC:tmn

Enclosures

√Trov PD

#### STATE OF MICHIGAN

# DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES LIQUOR CONTROL COMMISSION

IN RE: TROY HOTEL ASSOCIATES

LIMITED PARTNERSHIP D/B/A HOLIDAY INN

2537 ROCHESTER COURT

TROY, MI. 48083

COMPLAINT NO. 1-64668 BUSINESS I.D. NO. 6582

**B HOTEL** 

#### <u>CHARGE</u> - August 16, 2001

(1) Sell, furnish or give away alcoholic liquor to a person, one Pamela McDonald, who had not then attained the age of twenty-one (21) years, contrary to Const. 1963, Art. 4, §40 and contrary to Section 801(2) and/or Section 701(1) of the Michigan Liquor Control Code, MCL 436.1801(2) and/or MCL 436.1701(1).

#### **FINDINGS OF FACT**

The Commissioner finds as fact that based upon the signature of Daniel J. Vosotas, an officer of the above named Licensed Corporation, on the Waiver and Acknowledgment form of the Michigan Liquor Control Commission (MLCC), the aforementioned Licensee in this case voluntarily waived right to contest the cited allegation in this matter and, further, waived right to a hearing and entered a plea of acknowledgment to the one charge stated in Case No. 1-64668 pursuant to Rule 436.1907 of the MLCC.

The Commissioner further accepts the Violation Report of this case and attachments therein and a True Copy of the prior record of this Licensee since being licensed by the MLCC at the above named location under the current ownership as

evidence in lieu of testimony in this matter.

The Commissioner believes and finds as fact, on the bases of the Violation Report and attachments therein, that Pamela McDonald, while under the direction of the Troy Police Department, entered the above named licensed establishment during August 16, 2001 and was served alcoholic liquor by an employee of the abovenamed Licensee.

The Commissioner further believes and finds as fact, on the bases of the Violation Report and attachments therein, that Pamela McDonald was 19 years of age at the time of this incident.

#### **CONCLUSIONS OF LAW**

Based upon the aforementioned Acknowledgment and Findings of Fact, the Commissioner concludes that the Licensee in Case No. 1-64668 did violate MCL 436.1801(2), as cited.

#### ORDER

In determining penalty for the charge for which a violation was found, the Commissioner considered the Licensee's total record which shows one prior violation which is similar to the Charge in this Complaint, and which occurred in 1995, since being licensed by the MLCC on October 5, 1993 at the above named location under the current ownership.

TROY HOTEL ASSOCIATES LIMITED PARTNERSHIP D/B/A HOLIDAY INN

COMPLAINT NO. 1-64668 PAGE 3

The Commissioner, therefore, Orders a fine of \$500.00 as penalty in this matter. The Commissioner further Orders that a suspension of 25 days be imposed if the fine is not paid.

MICHIGAN LIQUOR CONTROL COMMISSION

Dated: Mounter 1, 2001

Ena Weathers, Commissioner

IRUECOPY

Capital Grill
The Capital Grille of Troy, Inc.
2800 W. Big Beaver Road
Troy MI 48084
Class C 9943-2000
Sale to Minor (Compliance Test)

## LCC Liquor Licensee History

Business name:

**Capital Grill** 

Address:

2800 W. Big Beaver Rd. (248) 649-5300

Licensee:

The Capital Grille of Troy, Inc.

License type:

Class C (9943-2000)

Permits:

Sunday Sales, Official (Food)

Comments:

Date	Troy Incident#	Туре	Disposition	Date
02/23/99	99-07364	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
07/16/99	99-27089	Compliance Test	PASSED	
11/23/99	none	Compliance Test	PASSED	
04/27/00	00-14263	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
07/26/00	none	Compliance Test	PASSED	
08/29/00	00-32069	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
10/25/00	00-39545	Compliance Test	PASSED	
11/17/00	00-42652	Compliance Test	PASSED	
11/27/00	00-43932	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
01/16/01	01-01881	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
03/19/01	01-09499	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/06/01	01-19811	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
08/17/01	01-29603	Sale to Minor (Compliance Test)	\$500	01/05/02
08/29/01	01-31083	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
10/05/01	01-36162	Compliance Test	PASSED	
10/17/01	01-37476	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
12/18/01	01-45143	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
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REVIEWED BY:

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ATTENTION TO:

INVESTIGATING OFFICER(S):

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# TROY POLICE DEPARTMENT

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### TROY POLICE DEPT.

00 W. Big Beaver, Troy, MI 48084

### NARRATIVE REPORT

= 1	₹EP	OF	<b>?</b> T				
				X	SUPP	CORR	DELETE

PAGE 1 OF 1

01	DATE	DAY	SHIFT	PLAT	BADGE 1	BADGE 2	INCIDENT STATUS	PRIM CLASS	YEAR	INCIDENT #
	8/17/01	WED	09	99	070	-	CLR ARREST UNF CLR EXCEPT INACT	:	01	Z9603

MEMBERS OF THE DIRECTED PATROL UNIT WERE CONDUCTING A LIQUOR COMPLIANCE TEST AT THE ABOVE LOCATION. THE STUDENT ENFORCEMENT AIDES THAT WERE AT THE LOCATION WERE PAMELA JEANE MCDONALD WF, 030282 AND ANTHONY JOSEPH LAMERTO W/M, 031783.

THE STUDENT ENFORCEMENT AIDES ENTERED AND SAT AT THE BAR. A W/M LATER IDENTIFIED AS JEFFERY ALAN ABRAHAM APPROACHED THEM FROM BEHIND THE BAR AND ASKED WHAT THEY WOULD LIKE TO DRINK. MCDONALD ASKED FOR A FUZZY NAVEL. ABRAHAM DID NOT ASK FOR ID OR AGE. LAMERATO ORDERED WATER. A SHORT TIME LATER, ABRAHAM RETURNED WITH THE FUZZY NAVEL AND WATER.

AFTER BEING SERVED THE FUZZY NAVEL, MCDONALD NOTIFIED OFFICERS AND WE SECURED THE DRINK AND THE STUDENT ENFORCEMENT AIDES L EFT THE BAR. BARTON MADE CONTACT WITH THE MANAGEMENT AND EXPLAINED WHAT HAD JUST OCCURRED.

I SPOKE WITH ABRAHAM AND ASKED WHAT HE THOUGHT HAD JUST OCCURRED AND HE KNEW THAT HE HAD SERVED AN UNDERAGE PERSON. I ASKED IF HE THOUGHT THAT THEY LOOKED OVER 21 AND HE SAID HE DID NOT ASK FOR ID OR AGE. HE STATED HE HAD BEEN TRAINED IN CHECKING FOR ID AND UNDER AGE PERSONS. ABRAHAM WAS ISSUED A CITATION (632134) FOR SERVING ALCOHOL TO A MINOR WITH OUT MAKING A DILIGENT INQUIRY.

THE FUZZY NAVEL WAS PHOTOGRAPHED BY CASCIOLI, TAGGED AND PLACED INTO EVIDENCE. A LCC VIOLATION WAS FILLED OUT AND FILED.

THE MANAGEMENT AND BARTENDER WERE ALL COOPERATIVE WITH OFFICERS.

INVESTIGATING OFFICER(S)

TR 500	OY POLICE DEPT. W. Big Beaver, Troy, MI 48084 ORI # MI6378400 ORI # MI6378400  NARRATIVE REPORT WITNESS STATEMENT SUPP CORR DELETE PAGE 1 OF 1
01	DATE DAX SHIFT PLAT BADGE 1 BADGE 2 INCIDENT STATUS PRIM CLASS YEAR INCIDENT #
02	Statement of: 3-2-82 Rame la MCDOOLD Home Phone: 810-739-3118
03	Address: 600 W. B. a Beaucr Business Phone:
04	City: 1704 State: M   Zip: 98098
05	
06	I, panela mcDonald along with
07	anthony Lanerato Walked into Capital
80	grill around 6:15 pm on 8-17-01. We
09	helped ourselves to the bon the
10	Dar tender a tall white male with
11	redest Drown hair and a board. Osk
12	US both what we like to drink.
13	Anthony ordered a water and I
14	ordered & Ferzy paul . Anthony left
15	to go got Officer Cascioli while officer
16	Barton approached me. Than I was
17	to leave.
18	
19	
20	
21	· · · · · · · · · · · · · · · · · · ·
22	
23	
24	
25 26	
27 28	X: Yauda McLanald (SIGNATURE)
	Taken By: Signature)  Place: 500 / 366 B-66 Page: Poto: 5-(27) Time:
	Place: 50 W Br6 BAR Date: 8-(7-7) Time:

# Michigan Department of Consumer & Industry Services



### LIQUOR CONTROL COMMISSION (LCC)

7150 Harris Drive P.O. Box 30005 Lansing, Michigan 48909-7505 Phone (517) 322-1390 ~ FAX (517) 322-6347

### **VIOLATION REPORT**

(Authorized by P.A.58 of 1998)

	* Officers Please Obtain This Information From The License *
License No. 99	43-2001 Business ID 6423 File #
STEEL STEEL STEEL	(THIS INFORMATION NOT AVAILABLE ON LICENSE UNTIL S/1799)
1. Name of Licensee	Capital Grille Holding Co. 2. Doing Business As The Capital Grille of Tr
3. Mailing Address (s	treet, city, zip code) 280 W. Big Beaver Rd., Troy, 48084
4. Township	
6. Type of License(s)	& Permit(s) Class C / Sunday Sales
7. Date of Violation:	Friday 08/17/01 6:15 AM of PM (DAY) (DATE) (HOUR)
8. Violation Type:	X Minor Intoxicated Person After hours sales/consumption Gambling Fighting (must be inside licensed premises) Controlled Substances Failure to Cooperate Prohibited Conduct OTHER:
if MINOR: Birth da	te 03/02/82 Was this a DECOY (Yes) No If no, you MUST answer below:
ir above fillior violat	ion was not a decoy describe Enforcement Action Taken:
	COPY OF APPEARANCE TICKET MUST BE ATTACHED
9. Submit Repo	ort Below or Indicate Attached Report # 01-29603
•	
. `	
Officer Signature	Name and Title (print) Officer Antonio Cascioli
Officer Signature	Name and Title (print) Officer Carl Barton
Department Name _ LC-600 Rev. 4/99	<u>Troy Police Department</u> Phone # (248) 524-3477  4880-2362

#### **WITNESSES**

1. Name Jeffery Alan Abraham	Address 32317 Windsor, Garden City, M1, 48135
Will testify to: <u>serving the alcoholic drink</u>	to the decoy.
2. Name Lisa Banish	Address 2800 W. Big Beaver Rd., Troy, MI, 48084
•	vised by officers.
	Address c/o 500 W. Big Beaver Rd., Troy, MI, 4808
·	peing asked for identification (Student Enforcement
·	_Address_500 W. Big Beaver Rd., Troy, MI, 48084
•	
	_ Address
· · · · · · · · · · · · · · · · · · ·	
	VIDENCE
ocation Held: Troy Police Department Pro	perty Room - tag #114277
1 - Polaroid photo of the alcoholic drink	served to the decoy (fuzzy naval).



State of Michigan John Engler, Governor

Department of Consumer & Industry Services
Kathleen M. Wilbur, Director

Liquor Control Commission 7150 Harris Drive P.O. Box 30005 Lansing, Michigan 48909-7505 (517) 322-1345

January 17, 2002

THE CAPITAL GRILLE OF TROY, INC. D/B/A CAPITAL GRILLE 2800 W. BIG BEAVER SOMERSET COLLECTION N., SPACE #Q 123 TROY, MI 48084 RECO 1/18/02 #500. 1/5/02

RE: Complaint No. 1-64672

Dear Licensee:

Enclosed is a copy of the Commissioner's Order issued as the result of the above Complaint.

If you elect to pay the fine, a bank or postal money order, certified check or authorized credit card payable to the STATE OF MICHIGAN must be received in this office no later than February 18, 2002 as indicated on your Invoice No. 78102. Failure to submit the fine will result in confiscation of your license for the alternative penalty. In any event, costs assessed must be paid, as only fines assessed are alternative to a suspension.

If there are any questions regarding this Order, please contact Hearings and Appeals at (517) 322-1390. Our office hours are from 8:00 a.m. to 5:00 p.m.

Sincerely,

MICHIGAN LIQUOR CONTROL COMMISSION

Susan K. Conklin, Supervisor

Hearings and Appeals

SKC:wls

Enclosure

CC:

Atty. Kelly Allen

√ Troy PD

Note: Sent to mailing address

#### STATE OF MICHIGAN

# DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES LIQUOR CONTROL COMMISSION

IN RE:

THE CAPITAL GRILLE OF TROY, INC.

D/B/A CAPITAL GRILLE 2800 W. BIG BEAVER

SOMERSET COLLECTION N., SPACE #Q 123

TROY, MI 48084

HEARING: DECEMBER 4, 2001

PLACE: FARMINGTON COMPLAINT NO: 1-64672 BUSINESS ID NO. 6423 CLASS C SS OP(F)

CHARGES - AUGUST 17, 2001

(1) Sold or furnished alcoholic liquor to one decoy Pamela McDonald, date of birth March 2, 1982, who was less than twenty-one (21) years old, contrary to Const 1963, art 4, § 40 and contrary to Section 801(2) and/or Section 701(1) of the Michigan Liquor Control Code, MCL 436.1801(2) and/or MCL 436.1701(1).

### NEGOTIATED SETTLEMENT

The Commissioner accepted without objection the Motion of Attorney Kelly Allen that the appearance of a Corporate Officer in this matter be waived, pursuant to the provisions of Rule 436.1913(2), said waiver to be subject to the express agreement by Attorney Allen that she will inform the Licensed Corporation of the disposition in this matter. Attorney Allen and Linda McDowell, Assistant Attorney General, representing all law enforcement agencies involved in this matter, proposed the following Negotiated Settlement for the Commissioner to consider in Case No. 1-64672, pursuant to Section 903 of the Michigan Liquor Control Code and Rule 436.1909 of the Michigan Liquor Control Commission (MLCC):

### PROPOSED NEGOTIATED SETTLEMENT

(1) The Corporation will fully acknowledge the one charge as cited;

- (2) The Commissioner will enter the Violation Report of this case and attachments thereto into the record as substantive evidence without objection; the Commissioner further will take notice of the prior record of this Corporation, since being licensed by the Michigan Liquor Control Commission at the above named location under the current ownership;
- (3) The Corporation will agree to the sanction of a fine of \$500 with \$100 waived for the acknowledged charge;
- (4) Both parties hereto will agree that there shall be no appeals on this matter to the Appeal Board of the Commission or any court of law;
- (5) The parties hereto further agree that the Corporation will pay costs in the amount of \$8.50 for witness fees involved in connection with the hearing.

### **ORDER**

In determining whether to approve the Negotiated Settlement as proposed above, the Commissioner considered the statement of support for the aforementioned settlement by Officer Carl Barton on behalf of the Troy Police Department.

In determining whether to approve the Negotiated Settlement as proposed above, the Commissioner considered the Corporation's total record, which shows no previous violations since being licensed on August 9, 1996, at the above named location under the current ownership.

In determining whether to approve the Negotiated Settlement as proposed above, the Commissioner further took into consideration for mitigative circumstances statements made by Attorney Allen.

In consideration of the aforementioned circumstances and statements, the Commissioner hereby accepts the terms and conditions of the proposed Negotiated Settlement and Orders as follows:

The Commissioner accepts the Corporation's plea of acknowledgment of the charge in Case No. 1-64672.

The Commissioner hereby accepts the Violation Report of this case and attachments thereto as substantive evidence without objection, further, the Commissioner hereby accepts a true copy of this Corporation's record since being licensed by the Michigan Liquor Control Commission at the above named location under the current ownership.

Based upon the aforementioned plea by the Corporation and a review of the Violation Report and attachments thereto, the Commissioner finds that the Corporation in Case No. 1-64672 did violate MCL 436.1801(2) as cited in the one charge of the Complaint in this matter.

The Commissioner further finds that the employee of said Corporation in this case did not demand, nor was shown, proper proof of age and did not make a diligent inquiry to determine the proper true age of the purchaser.

As penalty, the Commissioner Orders a fine of \$500 with \$100 waived for the one acknowledged charge, being a total fine of \$400 and, in addition, the Commissioner Orders that a suspension of twenty (20) continuous days be imposed if the total fine of \$400 is not paid with this suspension, to be served consecutively and not concurrently with any other suspensions Ordered by the Michigan Liquor Control Commission for this Licensed Corporation.

Said Corporation agrees this Negotiated Settlement was a full and final disposition of this matter before the Michigan Liquor Control Commission recognizing that as to the Complaint, there is no further right of administrative or judicial appeal, either to the Michigan Liquor Control Commission or a court of law, and also agrees that the plea in this case has

been entered voluntarily and with the full understanding of all consequences, and furthermore, all parties hereto agree that there are no promises, stipulations, understandings or agreements other than those stated as part of the official record herein, and this document represents the final agreed settlement.

The Commissioner also Orders the Corporation to pay total costs of \$8.50 for witness fees involved in connection with the hearing.

MICHIGAN LIQUOR CONTROL COMMISSION

Ena Weathers, Commissioner

Dated: January 5, 2002

Linda Pytel McDowell Assistant Attorney General 24155 Drake Road Farmington, MI 48335

Kelly A. Allen Attorney at Law 1533 N. Woodward Suite #210 Bloomfield Hills, MI 48304

EW: 1-64672



Corradi's
MCK, Inc.
1090 Rochester Road
Troy MI 48084
Class C 4387-2000
SDM 2355-2000
Sale to Minor (Compliance Test)

# LCC Liquor Licensee History

Business name:

Corradi's

Address:

1090 Rochester (248) 588-3471

Licensee:

MCK, Inc. (Leno Corradi, stockholder)

License type:

Class C (4387-2000) SDM (2355-2000)

Permits:

Sunday Sales, Dance

Comments:

John Corradi, Day Manager

Date	Troy Incident#	Туре	Disposition	Date
11/28/88		Council approved transfer of license to MCK, Inc.		
3/8/89	89-6737 89-6740	Served intoxicated person		
6/29/89	89-19398 89-19406	Served intoxicated person	Fined \$2600	3/5/90
6/17/92	92-17104	Sale to minor (compliance test)	Fined \$500	06/17/93
3/6/93	93-6344	Customers on premises after hours Consumption after hours Sale after hours	Fined \$900	09/28/94
01/09/99	99-01291	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
03/05/99	99-08616	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/24/99	99-24016	Compliance Test	PASSED	
11/02/99	none	Compliance Test	PASSED	
06/24/00	00-22518	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
07/26/00	none	Compliance Test	PASSED	
08/17/00	00-30413	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
10/19/00	00-38780	Compliance Test	PASSED	
10/20/00	00-38918	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
11/16/00	00-42521	Compliance Test	PASSED	
01/27/01	01-03247	Liquor Inspection (Road Patrol)	NO VIOLATIONS	

04/14/01	01-12796	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/19/01	01-21662	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
08/15/01	01-29305	Compliance Test	PASSED	
09/27/01	01-34716	Sale to Minor (Compliance Test)	\$500 01/2	24/02
<b>09/27/01</b> 10/15/01	<b>01-34716</b> 01-37162	Sale to Minor (Compliance Test)  Liquor Inspection (Road Patrol)	\$500 01/2 NO VIOLATIONS	24/02

YORT	POLICE DEPARTMENT		NCIDENT REPO		·	
	. Big Beaver Troy, MI 48084-5285 MI6378400		ACIDEN REPO	n i	. *	SUPP L
- 01	097701 DAY SHIP	FT PLATOON BADGET	BADGE 2 UCR STATUS E10 □ DEATH OF	É12 □ EXTRADICTIO OFTENDER É13 □ REFUSED TO	COOPERATE A	INCIDENT NUMBER
02	RECEIVED DISPATCHED APPRIVED	COMPLETED DAT	1977701	TION DECLINED ESA CI JUVENIE N	(S) OCCURED	ASSIGNED HOUR / DAY
	LOCATION / ADDRESS (DIRECTION, STREET, SUI		11.41.011	LOCATION 2 (INTERSECTION	O STREET)	[20] 1, A,U
03	CITY STATE	STER RI)	BUSINESS NAME		BUSINES	C OLFAIC
04	TRUY M/ BUSINESS COMMENTS / ESTABLISHMENT DESCRIPT	4.8.0.8.4	CORRAT			
05	BAR RESTAU		ESTABICODE ORIGINAL ORIGINAL OFFI	HONE DE PERSON   911	HOWACTIVATED  FOP PEPERSON  OTHER	MDT 7
06	LCC VIOLATIO	ATT	CRIME CLASS ALCOHOUS DRUGS COMP C	1001 001	. 1	ITY TYPES (Maximum 3 Per Offense)
07	NATURE OF OFFENSE #2	ATT D	CRIME CLASS ALCOHOL DAUGS DAUGS	BIAS WEAPON #F	REM ACTIVITY D DISTR	VATING / MANUFACTURING / PUBLISHING IBUTING / SELLING
	NATURE OF OFFENSE #3	ATT []	CHINE CLASS ALCOHOLD	<u> </u>	) O OPERV	ITING CHILDREN LTING / PROMOTING / ASSISTING ISSING / CONCEALING
80	NATURE OF OFFENSE #4	-	DRUGS COMP C		U USING	PORTING / TRANSMITTING / IMPORTING / CONSUMING
09		ATT []	CRIME CLASS ALCOHOLD DRUGS D COMP D		REM ACTIVITY OFFENSE	COMMENTS
CODES	(1) REPT'D BY (2) OWNER (3) VICT (4) PERS IN CODE VICT NAME (LAST, FIRST, N		CONTRACTOR CONTRACTOR OF THE PROPERTY OF THE P	P (O) JUV ARREST (I	D) DRIVER (P) PASSENGER (	S) SUMMONED (R) RESPONSIBLE
<b>₩</b> 10	ADDRESS (DIRECTION, STREET, SUF	ONALD, PAME	LA JEANE		W F	3.0.2.82 19
11	50,0 W. 816	BEAVER		TROY	,	STATE ZIP MJ 48084
ြ 12	HOME PHONE BUSINESS PHONE SZY-3	477 STATE DRIVER'S LI	CENSE #		OMMENTS/OTHERILD.	EMENT AIDE
<b>13</b>	CONNECTED I I I INDIVIDUAL G	☐ FINANCIAL S☐ SOCIETY ☐ GOVERNMENT O☐ OTHER ☐ RELIGIOUS P☐ POLICEO	N I NONE	M C NUMBER COM	POSS. INT. INJURIES T []	OSSOFTEETH F T FATAL
14	RELATIONSHIP OF VICTIM TO OFFENDER WITHIN FAM	··· · · · · · · · · · · · · · · · · ·	MKY, BUT KNOWN		NOT KNOWN 98 STRANGER	REL / OFF # FELONIOUS ASSAULT
15	03 PARENT 07 GRANDCHILD 11	STEPCHILD 21 FRIEND STEPSIBLING 22 NEIGHBOI		L 30 OTHERWISE KNOW	ł 1**	, CIRCUMSTANCES
16	CODE OFF NAME (LAST, FIRST, M			31 VICTIM WAS OFFE	NDER/	AGE
	ADDRESS 017 ORECTION, STREET, SUFF	FIX, QUALIFIER)	BOT, CHERY	CITY	WIFIO	7,30,64,5,7 STATE ZIP
17	HOME PHONE BL	MB AVC. JSINESS PHONE	HEIGHT WEIGHT	ROYAL O	AIC LOR/LENGTH/STYLE	MI 48073
18	248 588- 4007   STATE DRIVER'S LICENSE #	SOC. SEC. #		SID#	I FBI #	
R 19	M, 1 W, 5, 6, 2, 1, 1, 5, 0, 0 PERSON COMMENTS / CLOTHING	6.7.5.9.7	<u> </u>	SUMMONS / CITA		
<b>20</b>	WAITNESS ARREST/SUMMONS DESCRIPTION			632	129	
\$ 21	FURNISH ALCOHOL TO A MINO	ARREST CHARGE   ARREST DAT	[E 7,0,1 PLATOON BAC	0.5 00.6 M	DIS DEPARTMENT ARREST NU	MBER
<b> 22</b>	ARREST / SUMMONS DESCRIPTION	ARREST CHARGE & ARREST DAT	E PLATOON BAL	GE 1 BADGE 2 FM	DIS AFIS NUMBER	
		COUNTY INDICATOR IN		ARM 14 D SHOTGUN	20 🗍 LETHAL CUT INSTRUME (e.g. Switchblade Knile, st	c.) D FOP D PER
CODES (	H) HOLD (S) STOLEN (E) EVIDENCE (L) LOST	<b>1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997</b>	(ENTER "A" IF AUTO) 12 ☐ HAN: (F) FOUND (C) CONFISCATED	OGUN 15 OTHER FIREARM  (I) IMPOUNDED (V) SUSPE	30 □ CLUB / BRASS KNUCKLI TVEHICLE (B) BURNED (Y)	FORGED / COUNTERFEITED
24	CODES DESCRIPTION PHOTOGO	LEGE LEGE	OPERTY TYPE QUANTITY Y	EAR MAKE POLARO	MODEL	
25		EAR STATE LICENSE	AND DESCRIPTION OF THE PROPERTY OF THE PROPERT	/ CONDITION / OTHER LD.		Market
26	STOLEN DAMAGED	RECOVERED PROF	PERTYTAG# LOCATION		EF#	
	RECBADGE RECBADGE LEO RECOVERY DATE	NOTIFY BADGE NOTIFY	DATE NOTIFYTIN	S   TOP   PERSON / DEPARTME	INT NOTIFIED	
	COMPANY / LIEN HOLDER / I		<u> </u>		SEIZED TYPE A	MOUNT MEAS
28	PHOTO OF LABATI WESTIGATING OFFICERS:  DOU   RRAGG	BLUE BEER B	BOTTLE 12 02		DAUGS	l l
29	DOUL ROAGE	1.10165	R	EVIEWED BY: ATTENTION JLA サファイ	DN TO:	

REVIEWED BY:

ATTENTION TO:

INVESTIGATING OFFICER(S):

75 0

T'R 500	OY POLICE DEPT.  W. Big Beaver, Troy, MI 48084  ORI # MI6378400  NARRATIVE REPORT  WITNESS STATEMENT SUPP CORR DELETE PAGE OF
01	DATE OF THU SHIFT PLAT BADGE 1 BADGE 2 INCIDENT STATUS PRIM CLASS YEAR INCIDENT # CLR ARREST UNF CLR EXCEPT INACT   C   347/6
02	Statement of: Pamela Jeane McDondo Home Phone:
03	(PLEASE PRINT) Address: Business Phone:
04	City: State: ✓ 7 Zip:
05	
06	my Partner and I entered Corradis
07	around 8:30pm on September 27th
08	2001. We sot at a table by the
09	Dac a blande waitress approached
10	
11	I pamela medonald asked for a
12	labatts in a bottle and Anthony
13	Lamerato got a water. The waiter
14	did not ask for any I.d. She
15	then Served us and walked away.
16	Officer Wolf then approached us
17	and we left.
18	
19	
20	
21	
22	
23	
24	
25	
26	NORMAL TO BANKLO
27	S O 1 Man Ol
28	Taken By: WM (SIGNATURE)
29	(SIGNATURE)  Place: 57171071  Date: 9-27-0/ Time: 1030
	NVESTIGATING OFFICER(S)  REVIEWED BY ASSIGNED TO / BADGE  ATTENTION TO

#### TROY POLICE DEPT. NARRATIVE REPORT 500 W. Big Beaver, Troy, MI 48084 ORI #MI6378400 SUPP DELETE DAY SHIFT PLAT BADGE 1 INCIDENT STATUS PRIM CLASS YEAR INCIDENT # 01 CLR ARREST 9/27/01 Thu 99 105 CLR EXCEPT INACT 09 \*\*34716 01

Directed Patrol Unit working Liquor Compliance Checks with Student Enforcement Aides Pamela McDonald (19) and Anthony Lamerato (18).

Aides McDonald and Lamerato entered Corradi's and sat at a table. Waitress Cheryl Winiarski-Belbot approached and asked them for their drink order. Aide McDonald ordered a Labatt's Blue beer and Aide Lamerato ordered water. Waitress Winiarski-Belbot failed to ask for identification and served Aide McDonald the Labatt's Blue beer.

In speaking with Waitress Winiarski-Belbot, she could not explain why she did not ask for identification and claimed it to be "irresponsible" of her. She was issued a citation for Furnishing Alcohol to Minor. LCC form completed. Photograph of the Labatt's Blue beer was taken, tagged and placed into property.

INVESTIGATING OFFICER(S)
WOLFE #105

REVIEWED BY

ASSIGNED TO/BADGE

ATTENTION TO

State of Michigan Uniform Law Citation Ticket No. NO. 632129 Invol. Invo	
US DOT # Incident No. 3/347/6 Dept. No. 7	59
The People of:the State of Michigan Local Use/Arrest NoDetection Device	e :
Township X City Village County BAC of OF: TROY	, . V
THE UNDERSIGNED Month Day Year At approximately A.M. Date Month Day Says THAT ON:	64
State Driver's License Number Social Security No.	
Race Sex Height Weight Hair Eyes Occupation/Employer	
W M	
CHERIC HIND CHITTING TO DELLO	
Street 923 WHOTCOMB AUR TO CODE	·
City Korol OAK State ME 4807	<u> </u>
Vehicle Place No. Year State Vehicle Description (Year, Make, Color)	уре
THE PERSON NAMED ABOVE, in violation of Local Ordinance State Law Administrative	Rule
Upon	11
ATORNEAR 1090 ROCHESTER RD CORREADI	<u>S</u>
WITHIN X CITY VILLAGE TOWNSHIP OF TROY	MINIO:
COUNTY OF OAKLAND DID THE FOLLOW  MCL Cite/PACC Code/	Charge
Type Ordinance Description (include any bond amount collected on each charge)  C/I Warm Authorization pend. FKMS# Allabohol	Ē.
Misd Fug 9773 TO MINOR	Ψ,
☐Fel ☐Waiv ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐	2
☐Misd ☐Fug	
C/I   Warn   Authorization pend.	3
⊞Misd ⊟Fug □Fet □Waiv	
TO THE COURT: Do not arraign on a felony charge until an authorized complaint is file Offense Code(s)	1.
1 2 3 3 Warn = Warning Fug =	-ugitive
Waiv = Violation for Which Fines/Costs May be Waived  Authorization pend: = Authorization pend: = Authorization pend:	ng"
Remarks 248-588-4009	<b>Z</b> g
	, O.S.
CHECK IF APPROPRIATE Damage to Property Clocal Court Bond \$	တ
□ Vehicle Impounded □ Injury □ License Posted In Lieu of Bond	$^{\circ}$
☐ Traffic Crash ☐ Death ☐ Appearance Certificate  Person in Active Military Service ☐ Yes ☐ No ☐ None	
SEE DATE BELOW. SEE BACK OF CITATION FOR EXPLANATION AND INSTRUCTIONS	0 12 12 13
Appearance Date on or before Hearing Date (if applicable) on Contact Court	<b>a</b>
Juvenile Traffic Misd. (Court will Notify) Formal Hearing Required (Court will Notify)	
In the 52-4 DISTRICT Court of OAKLAND COUNTY	
Court Address & Phone Number	
520 W. BIG BEAVER RD., TROY, MICHIGAN 48084 PHONE: (248) 528-0400	
	Case No
It served a copy of the civil infraction complaint upon the defendant (or owner/occupant by posting if applicable).  I declare under the penalties of perjury that the statements above are true to the best of my information, knowledge, and belief.	, N
Complainant Company and receipt if applicable Month Sev Cear	
Officer's Name (printed)  A 10 (PE) BURS 6  Officer's ID No 06	
Agency ORI Agency ORI TROY POLICE DEPARTMENT	
UC-01a Court Copy 1 (rev. 11/95)	

PRESS - YOU ARE MAKING FIVE COPIES ORDER BY FORM NO. M76 (Revised 11/95) FIDLAR DOUBLEDAY KALAMAZOO, MI

# THE OF MICHIGAN

### Michigan Department of Consumer & Industry Services

LIQUOR CONTROL COMMISSION (LCC)

7150 Harris Drive P.O. Box 30005 Lansing, Michigan 48909-7505 Phone (517) 322-1390 ~ FAX (517) 322-6347

### **VIOLATION REPORT**

(Authorized by P.A.58 of 1998)

	(1444) (144,50 01 1770)
* Officers Please Obt	ain This Information From The License *
License No. 4387-2001 SS Busi	ness ID 2861 File #
	(THIS INFORMATION NOT AVAILABLE ON LICENSE UNTIL 5/1/99)
1. Name of Licensee MKC, Inc.	2. Doing Business As <u>Corradi's Athletic Club</u>
3. Mailing Address (street, city, zip code) 1090 R	ochester Rd., Troy, MI, 48084
4. Township	5. County Oakland
6. Type of License(s) & Permit(s) SDM S	
(DAY)	y 09/27/01 8:30 AM o PM (DATE) (HOUR)
Fighting (must be ins	After hours sales/consumption Gambling ide licensed premises) Controlled Substances Prohibited Conduct OTHER:
if MINOR: Birth date 03/02/82 Was this a DEC	OY (Yes) No If no, you MUST answer below:
IF above minor violation was not a decoy describe Enfo	orcement Action Taken:
COPY OF APPEARA	ANCE TICKET MUST BE ATTACHED
9. Submit Report Below or Indicate Attache	
A	
Officer Signature Kussell Gy *6	Name and Title (print) Officer Russell Bragg, #6
Officer Signature Add Waff	Name and Title (print) Officer Robert Wolfe, #105

# witnesses and the company of the first of the winners of the control of the contr

1. Name Cheryl Ann Winiarski-Belbot	Address 923 Whitcomb Ave., Royal Oak, MI, 48073
Will testify to: waitress - served decoy.	
2. Name Chrystal Barndollar	Address 8714 Hupp, Warren, Mi, 48089
Will testify to: bar manager.	
3. Name Pamela McDonald	_ Address c/o 500 W. Big Beaver Rd., Troy, MI, 4808
	at Aide.
	Address_c/o 500 W. Big Beaver Rd., Troy, MI, 4808
	Address 500 W. Big Beaver Rd., Troy, M1, 48084
	en.
	<u>EVIDENCE</u>
Location Held: Troy Police Department F	Property Room, tag #114823
1 - Polaroid photo of Labatt Blue Beer	bottle
· · · · · · · · · · · · · · · · · · ·	

February 4, 2002

MKC Inc. d/b/a Corradi's Athletic Club 1090 Rochester Troy, MI 48084

RE: Complaint No. 1-65406

Dear Licensee:

Enclosed is a copy of the Commissioner's Order issued as the result of the above Complaint.

If you elect to pay the fine, a bank or postal money order, certified check, or authorized credit card payable to the STATE OF MICHIGAN must be received in this office no later than March 11, 2002 as indicated on your Invoice No. 78309. Failure to submit the fine will result in confiscation of your license for the alternative penalty.

Should you wish to appeal the decision, a request for an appeal, accompanied by a fee of \$25, must be received in this office within 20 days from the mailing date of this Order. IN FILING FOR AN APPEAL, YOU MUST STATE YOUR REASONS FOR REQUESTING THE APPEAL OR YOUR REQUEST WILL NOT BE HONORED.

If there are any questions regarding this Order, please contact Hearings and Appeals at (517) 322-1390. Our office hours are from 8:00 a.m. to 5:00 p.m.

Sincerely,

MICHIGAN LIQUOR CONTROL COMMISSION

Sum K. Conplin

Susan K. Conklin, Supervisor

Hearings and Appeals

SKC:tt

Enclosures

c: #Troy PD

### STATE OF MICHIGAN

# DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES LIQUOR CONTROL COMMISSION

IN RE: MKC, INC.

D/B/A CORRADI'S ATHLETIC CLUB

1090 ROCHESTER TROY, MI 48084 HEARING: JANUARY 8, 2002

PLACE: FARMINGTON COMPLAINT NO: 1-65406 BUSINESS ID NO. 2861 CLASS C SDM SS DP

### CHARGES - SEPTEMBER 27, 2001

(1) Sold or furnished alcoholic liquor to Pamela McDonald, date of birth March 2, 1982, who was less than twenty-one (21) years old, contrary to Const 1963, art 4, § 40 and contrary to Section 801(2) and/or Section 701(1) of the Michigan Liquor Control Code, MCL 436.1801(2) and/or MCL 436.1701(1).

### **FINDINGS OF FACT**

John Carradi, Vice-president of the above-named Licensed Corporation, appeared before this Commissioner and after being advised of his constitutional right to be represented by an attorney pursuant to Rule 436.1909(2), as promulgated in the Michigan Administrative Code, waived right to legal counsel and entered a plea of acknowledgment to the one charge stated in Case No. 1-65406 pursuant to Section 903 of the Michigan Liquor Control Code, MCL 436.1903 and Rule 436.1909(1) of the Michigan Liquor Control Commission (MLCC).

The Commissioner accepted said plea of acknowledgment after being assured it was entered voluntarily and with the full understanding of its meaning and implications.

On Motion of Charles Donahue, who represented all law enforcement in this matter, the Commissioner entered the Violation Report of this case and attachments thereto into the record as evidence without objection.

The Commissioner believes and finds as fact, on the basis of the Violation Report, that one Pamela McDonald, while under the direction of the Troy Police Department, entered the above-named licensed establishment on September 27, 2001, and purchased alcoholic liquor from an employee of the above named Corporation without showing proper proof of age.

The Commissioner further believes and finds as fact, on the basis of her statements at the hearing, that said Pamela McDonald was nineteen (19) years of age at the time of the incident. The Commissioner further concluded from her appearance at the hearing that said decoy looked her true age of 19; the Commissioner also concluded that a prudent person would not mistake Pamela McDonald of being of legal drinking age without making a further diligent inquiry.

The Commissioner further finds that the employee of the Corporation in this case neither demanded, nor was shown proper proof of age and did make a diligent inquiry to determine the proper true age of the purchaser.

John Carradi offered as mitigation that the employee had successfully passed TIPS training and the establishment passed several decoy operations.

### CONCLUSIONS OF LAW

Based upon the aforementioned Plea and Findings of Fact, the Commissioner concluded that the Licensed Corporation in Case No. 1-65406 did violate MCL 436.1801(2), as cited in the one charge of the Complaint in this matter.

### **ORDER**

In determining penalty for the charge for which a violation was found, the Commissioner considered the Licensed Corporation's total record, which shows four (4) previous violations

MKC, INC. D/B/A CORRADI'S ATHLETIC CLUB

PAGE 3 COMPLAINT NO. 1-65406

since being licensed on December 20, 1988 at the above location under the current ownership.

The Commissioner, therefore, Orders a fine of \$500 as penalty in this matter. The Commissioner further Orders that a suspension of twenty-five (25) continuous days be imposed if the fine is not paid with this suspension, if served, to run consecutively and not concurrently with any other suspension Ordered by the Michigan Liquor Control Commission for this Corporation.

MICHIGAN LIQUOR CONTROL COMMISSION

Ena Weathers, Commissioner

Dated: January 24, 2002

Charles Donahue Assistant Attorney General 24155 Drake Road Farmington, MI 48335

EW: 1-65406

Wagon Wheel Saloon
Sign of the Beefcarver, Inc.
2950 Rochester Road
Troy MI 48084
Class C 4999-2000
SDM 15467-2000
Sale to Minor (Compliance Test)

# LCC Liquor Licensee History

Business name:

Wagon Wheel Saloon

Address:

2950 Rochester (248) 689-8194

Licensee:

Sign of the Beefcarver, Inc.

License type:

Class C (4999-2000) SDM (15467-2000)

Permits:

Sunday Sales, Outdoor Service

Comments:

Date	Troy Incident#	Туре	Disposition	Date
1967		Mr. Hagelstein licensed		
9/8/72	72-12043	Sale to minor	Fined \$50	
11/8/73	73-17477	After hours occupancy, sale, consumption	Dismissed	
6/16/75	75-11326	Allow patron to molest employee	Dismissed	
1/15/76	76-902	After hours occupancy	Fined \$150	7/1/76
1/15/76	76-902	Consumption and refusal to cooperate with officers	Dismissed	7/1/76
6/7/82	82-13324	After hours occupancy	Fined \$100	3/1/84
6/8/90	90-17068	Sale to minor (compliance test)	Fined \$200	1/8/91
6/17/92	92-17106	Sale to minor (compliance test)	Fined \$400	5/10/93
	************	**************************************	***********	*******
05/17/93		Council approved transfer of license to Sign of the Beefcarver, Inc.		
06/19/96	96-21658	Sale to minor (compliance test)	Fined \$500.	10-21-96
01/18/99	99-02724	Liquor Inspection (Road Patrol)	NO VIOLATIONS	3
03/02/99	99-08234	Liquor Inspection (Road Patrol)	NO VIOLATIONS	3
06/23/99	99-23850	Compliance Test	PASSED	

11/16/99	none	Compliance Test	PASSED
06/23/00	00-22378	Liquor Inspection (Road Patrol)	NO VIOLATIONS
07/26/00	none	Compliance Test	PASSED
08/17/00	00-30418	Liquor Inspection (Road Patrol)	NO VIOLATIONS
10/13/00	00-38075	Liquor Inspection (Road Patrol)	NO VIOLATIONS
10/25/00	00-39559	Compliance Test	PASSED
11/14/00	00-42173	Compliance Test	PASSED
01/27/01	01-03253	Liquor Inspection (Road Patrol)	NO VIOLATIONS
04/23/01	01-13976	Liquor Inspection (Road Patrol)	NO VIOLATIONS
06/26/01	01-22634	Liquor Inspection (Road Patrol)	NO VIOLATIONS
08/15/01	01-29312	Compliance Test	PASSED
10/02/01	01-35395	Sale to Minor (Compliance Test)	pending
10/08/01	01-36225	Liquor Inspection (Road Patrol)	NO VIOLATIONS
11/30/01	01-43015	Liquor Inspection (Road Patrol)	NO VIOLATIONS

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### TROY POLICE DEPT.

ORI #M16378

### NARRATIVE REPORT

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DELETE

PAGE 3 OF 3

DATE	DAY	SHIFT	PLAT	BADGE 1	BADGE 2	INCIDENT STATUS	PRIM CLASS	YEAR	INCIDENT #
10/2/01	Tue	09	99	070	042	CLR ARREST UNF CLR EXCEPT INACT	-	01	35395

Members of the Directed Patrol Unit conducted a liquor control compliance test at the above location using the listed student enforcement aides. Both of the enforcement aides were 19 years old at the time of the test.

The student enforcement aides entered the establishment and were seated at the bar. The server, Teresa Schwartz, approached and asked if they wanted anything to drink. The female student enforcement aide asked for a fuzzy navel. The male student enforcement aide asked for water.

A short time later Schwartz, returned with the fuzzy navel. Officers secured the scene and the student enforcement aides left the establishment. The managers were contacted as well as Schwartz.

Officers spoke with Schwartz who stated that she thought the female looked to be over 21. She stated that he usually asks for identification before serving alcohol. Schwartz has been trained in the past about serving minors.

Schwartz was issued a citation for serving alcohol to a minor without making diligent inquiry. A LCC violation report was filled out and filed with the commission.

Both the managers and Schwartz were cooperative with officers during the investigation.

	ROY POLICE DEPT. D.W. Big Beaver, Troy, MI 48084 ORI # MI6378400	NARRATIVE REPORT WITNESS STATEMENT SUPP CORR DELETE PAGE OF
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02		MCDONALD Home Phone:
03	(PLEASE PRINT)	+Big Beauer Business Phone: 524-3431
04		State: M. Zip:
05		,
06	My partne	er and I entered Wagon
07	Wheel arou	nd 7:30pm on Tuesday
08	October an	a 2001. We than sat in
09	the bar an	ea. I ordered a Fuzzy Wavel
10	and the	bon tender did not
11	ask For	my I.d. She then Served
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30539	DOVE	<u> </u>	State	Zip C	ode.
WARREN		· W	<u> </u>	480	93
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WITHIN X CITY VILLA		NSHIP OF _	TROY	***************************************	
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TO THE COURT: Do not a Offense Code(s)	arraign on a fe	lony charge	until an authoriz	ed complaint is	filed.
1	2		3	***************************************	i.
Key for Type C/I = Civil Infraction Waiv = Violation for Which Fine	on Misd = Mis- s/Costs May be	demeanor Fe Waived Au	el = Felony Wan hthorization pend.	n = Warning Fug = Authorization pe	= Fugitive
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In the 52-4 DISTRICT		Court of	OAKLAND		
Court Address & Phone Number					
520 W. BIG B	EAVER RD	., TROY,	MICHIGAN	48084	
	HONE: (2				0
I served a copy of the civil infraction I declare under the penalties of my information, knowledge	of perjury that	ne defendant (or the statemen	owner/occupant by parts above are true	osting if applicable). e to the best	Case No.
Complainant's Signature and re		ble		Day Year	
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PRESS - YOU ARE MAKING FIVE COPIES ORDER BY FORM NO. M76 (Revised 11/95) FIDLAR DOUBLEDAY KALAMAZOO, MI

# **Michigan Department of Consumer & Industry Services**



LC-600 Rev. 4/99 4880-2362

### LIQUOR CONTROL COMMISSION (LCC)

7150 Harris Drive P.O. Box 30005 Lansing, Michigan 48909-7505 Phone (517) 322-1390 ~ FAX (517) 322-6347

### VIOLATION REPORT

		(Authorized by P.A.58 of 199	98)	
gar pregilitäriselt placet er op 2. G ung en helen per salar det silligeter.	* Officers Please Obt	ain This Information F	rom Tha Licans	
License No. Clas	16C 4899-20155Busi	ness ID 3259		ile#
2 AM	15467-2001	CTHIS INFORMATION NOT AVAIL	LABLE ON LICENSE UNTIL 5/1	11G #
1. Name of Licensee	Silen of the AREF	CARUER 2. Doing I	Business As _WA G	on wheel Salm
3. Mailing Address (stree	et, city, zip code) 2950	Rochesper		
4. Township		5. County	OAKLAJD	
6. Type of License(s) & I	Permit(s) SUNDAY 500			
7. Date of Violation:		10-02	1940	AM or PM
	(DAY)  Minor	(DATE)	(HOUR)	AM OF PIVI
8. Violation Type:	Intoxicated Person	After hours sales/co		
	Failure to Cooperate	ide licensed premises)Prohibited Conduct	Controlled Subs	stances
if MINOR: Birth date	3-2-82 Was this a DEC			r balow
	was not a decoy describe Enfo			
9. Submit Report	COPY OF APPEARA	NCE TICKET MUST	BE ATTACHE	D
2. Subini Keport	Below or Indicate Attach	ed Report # <u>01- 33 3</u>	(7)	
	·			
,				
Officer Signature	fait -	Name and Title (print)_	ANTONIO CASCIE	OLI (POLICE)
Officer Signature		Name and Title (print)_		Charte
)enartment Name	TROY R.D.		- COU DIM	

### WITNESSES

1. Name	RBA S	sch war:	Address	30239	Doven a	IMPRELI	48093
Will testify to:	SERVIM-	THE M	inur W	O ASK	ING FOR	1.D.	
2. Name <u>Ch</u>	RIS M	iller	. UC. 2_ Address	2950	ROCHESTER	R DR.	
Will testify to: _	BEING	·	D BY 86				
3. Name			Address				
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Location Held:	Phioto	- Furry	NAVEL	7	ROY EVIDE	NCE ROOM	7-
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